

Morgan Lewis

Dion M. Bregman

Partner
+1.650.843.7519
dion.bregman@morganlewis.com

January 8, 2026

VIA EMAIL

James A. Milkey
jmilkey@raklaw.com
Russ, August & Kabat

Dale Chang
dchang@raklaw.com
Russ, August & Kabat

Service Email
rak_mr_technologies@raklaw.com
Russ, August & Kabat

Re: *Resonac Hard Disk Corporation et al v. MR Technologies GmbH, Case No. 3:25-cv-08631(N. Cal.) and IPR2026-00014*

Dear Counsel:

I write regarding the above-captioned litigation (the “District Court Case”), and the related petition for *inter partes* review in IPR2026-00014 (the “IPR”) that was filed October 8, 2025 against certain claims of U.S. Patent No. 9,928,864 (the “’864 Patent”).

Petitioners Resonac Hard Disk Corporation and Resonac Corporation (collectively “Resonac”) hereby stipulate that if the Patent Trial and Appeal Board (PTAB) institutes the IPR (and that institution is not subsequently vacated), then, upon institution, Resonac will not pursue, against the ’864 Patent, in the District Court Case any ground of invalidity based on patents or printed publications that was raised or reasonably could have been raised in the IPR (i.e., any ground that could be raised under §§ 102 and 103 based on prior art patents or printed publications), including but not limited to the grounds identified below.

Morgan, Lewis & Bockius LLP

1400 Page Mill Road
Palo Alto, CA
United States

T +1.650.843.4000
F +1.650.843.4001

RESONAC HARD DISK CORPORATION and RESONAC CORPORATION

**Exhibit 1037
Page 1 of 2**

January 8, 2026

Page 2

Ground	Prior Art	Statutory Basis	Claims Challenged from U.S. Patent No. 9,928,864
1	Takenoiri	§ 103	1, 3-5, 9, 13-14, 23
2	Takenoiri, Shen	§ 103	2, 6
3	Takenoiri, Li	§ 103	10-12
4	Takenoiri, Asti	§ 103	15
5	Takenoiri, Chang	§ 103	22

If the PTAB denies institution in the IPR, or if institution is subsequently vacated, Petitioners reserve the right to raise any grounds of invalidity in the District Court Case.

Sincerely,

/ Dion M. Bregman /
Dion M. Bregman