

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PLAID INC.,
Petitioner,

v.

SIX TREES CAPITAL LLC,
Patent Owner According to PTO Assignment Records, and

SECURE AUTHENTICATION TECHNOLOGIES LLC,
Patent Owner Identified in Patent Complaint.

Case No. IPR2026-00157

U.S. Patent No. 11,315,090

PETITIONER'S BRIEF OPPOSING DISCRETIONARY DENIAL

Mail Stop **PATENT BOARD**
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

PETITIONER'S EXHIBIT LIST

Exhibit No.	Description
1001	U.S. Patent No. 11,315,090
1002	File History for U.S. Patent No. 11,315,090
1003	Declaration of Alex C. Snoeren, Ph.D.
1004	U.S. Patent Appl. Pub. No. 2008/0115198
1005	U.S. Patent No. 8,261,334
1006	U.S. Patent Appl. Pub. No. 2009/0198615
1007	Laerte Peotta <i>et al.</i> , <i>A Formal Classification of Internet Banking Attacks and Vulnerabilities</i> , 3 Int'l J. Comput. Sci. & Tech. 186 (Feb. 2011)
1008	<i>International Journal of Computer Science & Information Technology (IJCSIT)</i> , February 2011, Volume 3, Number 1, Academy & Industry Research Collaboration Center (AIRCC), https://web.archive.org/web/20110302081810/http://airccse.org/journal/ijcsit2011_curr.html (archived Mar. 2, 2011)
1009	<i>Could My Bank's Two-Factor Authentication be Hacked?</i> , IT Security Stack Exchange, https://web.archive.org/web/20130609185904/https://security.stackexchange.com/questions/36609/could-my-banks-two-factor-authentication-be-hacked (May 29, 2013) (archived June 9, 2013)
1010	Irv Englander, <i>The Architecture of Computer Hardware, System Software, and Network</i> , Chapters 1, 2, 7, and 8(4th ed. 2009)
1011	Declaration of Mary Bolin, Ph.D.
1012	Declaration of Mina Ching

Petitioner respectfully requests that the Director not discretionarily deny this IPR and instead, that the Board terminate this proceeding according to the parties' joint motion filed on April 23, 2026. Pursuant to 35 U.S.C. § 317(a) and 37 C.F.R. § 42.74, Petitioner and Patent Owner jointly moved to terminate this proceeding based on a termination agreement. *See* Paper 10. Given the parties' pending joint motion for termination, addressing Patent Owner's discretionary denial request is unnecessary and would not advance efficiency. *See Celco Partnership v. Fractus, S.A.*, IPR2026-00196, Paper 10 (PTAB Apr. 9, 2026) (granting joint motion to terminate IPR due to resolution prior to institution of trial); *Vivint Smart Home, Inc. v. Malikie Innovations Limited*, IPR2026-00120, Paper 10 (PTAB Mar. 25, 2026) (same). Instead, termination would save significant further expenditure of resources by the parties. Petitioner therefore respectfully requests the Board to act on the parties' joint motion to terminate this proceeding and requests the Director to refrain from exercising discretion to deny institution in the interim.

*Brief Opposing Discretionary Denial
of IPR of U.S. Patent No. 11,315,090*

DATED: April 24, 2026

Respectfully Submitted,

/Brian M. Buroker/

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that a complete copy of Petitioner's Brief Opposing Discretionary Denial was served on the Patent Owner via email to the following addresses of record as indicated in its Mandatory Notices:

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