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Subject: Microsoft Corp. v. Sandpiper CDN, LLC, IPR2026-00174: Notice regarding related matter
Date: Thursday, April 9, 2026 1:11:45 PM

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Dear Director Squires,

Petitioner writes to notify the Director of a recent development in the following related matter involving U.S. Patent No. 9,762,692 (“’692 patent”): *Sandpiper CDN, LLC v. Comcast Cable Commcn’s, LLC*, No. 2:24-cv-00886 (E.D. Tex.).

On April 2, 2026, Patent Owner and Comcast filed a joint motion to stay pending an agreed settlement in principle. *Id.*, Dkt. 131 (“In support of this motion, the Parties jointly state that they have agreed in principle to settlement terms to resolve all claims in this case. As such, the parties request a stay of thirty days to allow for the finalization of a formal settlement agreement and for the filing of the appropriate dismissal papers.”).

Also on April 2, 2026, the court granted the parties’ joint motion and stayed all unreachd deadlines until May 4, 2026. *Id.*, Dkt. 132 (“[I]t is ORDERED that all unreachd deadlines in the above-captioned case are STAYED until May 4, 2026 for the parties to file appropriate dismissal papers.”).

As a result of the stay and anticipated dismissal, Petitioner believes that the following arguments in Patent Owner’s discretionary denial brief (Paper 7) no longer apply:

- “The ’692 patent is also asserted against Comcast—who is also litigating validity—with trial set for nearly a year before the Final Written Decision date for this Petition.” Paper 7, 1.
- “[The projected FWD] is also nearly a year after trial will be completed in the *Sandpiper v. Comcast* district court litigation, in which the validity of the challenged patent is also being litigated.” *Id.*, 10.

Patent Owner continues to assert 10 unique patents across the Microsoft and Google cases (*Sandpiper CDN, LLC v. Microsoft Corp.*, No. 2:25-cv-00664 (E.D. Tex.); *Sandpiper CDN, LLC v. Google LLC*, No. 2:24-cv-03951 (C.D. Cal.)).

Petitioner has conferred with Patent Owner, and Patent Owner agreed in principle to provide a status update to the Director. The parties further agreed to provide a joint status update regarding the Comcast case by May 4, 2026, or as soon as there is an update.

Patent Owner's complete position is below.

Patent Owner's Position:

We agree in principle with Petitioner's status update, but believe some clarifications on the accurate status of the litigation is needed.

The parties in Comcast reached a settlement in principle, which is what the parties' joint motion states (Docket #131). The parties also asked for a brief 30-day stay to finalize the settlement papers (Docket #132). But there is no imminent dismissal if settlement does not occur. Finally, the parties will provide a joint status update May 4, 2026 or as soon as there is an update.

Respectfully,

Christopher Marando
PARTNER

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