UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FIFTH THIRD BANK, NATIONAL ASSOCIATION
Petitioner,

v.

UNITED SERVICES AUTOMOBILE ASSOCIATION
Patent Owner

INTER PARTES REVIEW OF U.S. PATENT NO. 12,159,310
Case No. IPR2026-00279

NOTICE OF PETITIONER'S *SOTERA* STIPULATION

In accordance with the Board's precedential decision in *Sotera Wireless, Inc. v. Masimo Corp.*, IPR2020-01019, Paper 12, 18-19 (PTAB Dec. 1, 2020), Fifth Third Bank, N.A. ("Petitioner") hereby stipulates that, if the Board institutes *inter partes* review in this proceeding, IPR2026-00279 (and institution is not subsequently vacated or reversed), Petitioner will not pursue in the district court proceeding, *United Services Automobile Association v. Fifth Third Bancorp, et al.*, No. 2:26-cv-00595 (E.D. Tex.) (the "District Court Action") (filed July 21, 2026), (1) the specific grounds asserted in the Petition (Paper 2), or (2) any other ground that could reasonably have been raised before the Board in that instituted proceeding with respect to U.S. Patent No. 12,159,310 (i.e., any other ground that could have reasonably been raised under 35 U.S.C. §§ 102 or 103 on the basis of prior art patents or printed publications).

This stipulation is not intended, and should not be construed, to limit Petitioner's ability to assert unenforceability or invalidity of any claim of the '310 patent in the District Court Action on any other ground that was not raised or could not reasonably have been raised in IPR2026-00279, regardless of whether *inter partes* review is instituted.

Respectfully submitted,

Dated: August 17, 2026
Williams & Connolly LLP
680 Maine Avenue, S.W.
Washington, DC 20024

/Aaron Maurer/
Aaron Maurer
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CERTIFICATE OF SERVICE

I hereby certify, pursuant to 37 C.F.R. § 42.6(e)(1), that a complete copy of the attached Notice of Petitioner's *Sotera* Stipulation is being served via electronic mail (by consent), on August 17, 2026, the same day as the filing of the above-identified document in the USPTO with the Patent Trial and Appeal Board, at the below-requested email addresses:

USAA-IPRs@irell.com
USAA-IPRs@carmichaelip.com

DATE: August 17, 2026

/Aaron Maurer/

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