

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.
Petitioner

v.

TOPWIRE LLC
Patent Owner

Case No. IPR2026-00303
U.S. Patent No. 9,859,202

PETITIONER'S *SOTERA*+ STIPULATION

I. Introduction

Petitioner hereby stipulates “that if the PTAB institutes *inter partes* review, Petitioner ‘will not pursue in [*TopWire, LLC v. Apple Inc.*, No. 7:25-cv-00551 (W.D. Tex.) (“Litigation”)] the specific grounds [asserted in IPR2026-00303], or . . . any other ground . . . that was raised or could have been reasonably raised in an IPR (i.e., any ground that could be raised under §§ 102 or 103 on the basis of prior art patent or printed publications).” *Sotera Wireless, Inc. v. Masimo Corp.*, IPR2020-01019, Paper 12 at 13-14 (PTAB Dec. 1, 2020) (precedential). In addition, if the PTAB institutes *inter partes* review, Petitioner will not, in the Litigation, rely on any product or system that is “based on the same evidence presented” in this IPR. *Cf. SAP America, Inc. v Cyandia, Inc.*, IPR2024-01496, Paper 13 at 9 (PTAB Apr. 7, 2025).

Dated: May 28, 2026

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned certifies that on May 28, 2026, complete a copy of the foregoing **Petitioner's Sotera+ Stipulation** was served on counsel of record for the Patent Owner by filing the documents through P-TACTS and by sending via electronic mail to the following addresses:

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