

From: [Trials](#)
To: [Daitona Carter](#)
Cc: [Trials](#); [mlb-luxottica-ipr-339@morganlewis.com](#); [ph-meta-solos-ipr@paulhastings.com](#); [solos_iprs@lowensteinweatherwax.com](#); [Ali Razai](#); [jacob.peterson@morganlewis.com](#); [john.gaustad@morganlewis.com](#); [lisanguyen@paulhastings.com](#); [davidtenant@paulhastings.com](#); [gracewang@paulhastings.com](#); [Keegan](#); [Steve](#); [Jameson](#); [weatherwax@lowensteinweatherwax.com](#); [hendifar@lowensteinweatherwax.com](#); [lowenstein@lowensteinweatherwax.com](#); [woo@lowensteinweatherwax.com](#); [courtney@lowensteinweatherwax.com](#)
Subject: RE: EMERGENCY AMENDED SUPPLEMENTAL SUBMISSION TO THE USPTO DIRECTOR PURSUANT TO 37 C.F.R. § 1.181
Date: Friday, August 14, 2026 2:14:48 PM

The Office has received your supplemental submission.

From: Daitona Carter <ipr@team.daitonacarter.com>
Sent: Thursday, August 13, 2026 10:00 PM
Cc: [Trials](#) <Trials@USPTO.GOV>; [mlb-luxottica-ipr-339@morganlewis.com](#); [ph-meta-solos-ipr@paulhastings.com](#); [solos_iprs@lowensteinweatherwax.com](#); [Ali Razai](#) <ali.razai@morganlewis.com>; [jacob.peterson@morganlewis.com](#); [john.gaustad@morganlewis.com](#); [lisanguyen@paulhastings.com](#); [davidtenant@paulhastings.com](#); [gracewang@paulhastings.com](#); [Keegan](#) <keegan@caldwellllaw.com>; [Steve](#) <steve@caldwellllaw.com>; [Jameson](#) <jameson@caldwellllaw.com>; [weatherwax@lowensteinweatherwax.com](#); [hendifar@lowensteinweatherwax.com](#); [lowenstein@lowensteinweatherwax.com](#); [woo@lowensteinweatherwax.com](#); [courtney@lowensteinweatherwax.com](#); [ipr](#) <ipr@team.daitonacarter.com>
Subject: EMERGENCY AMENDED SUPPLEMENTAL SUBMISSION TO THE USPTO DIRECTOR PURSUANT TO 37 C.F.R. § 1.181

CAUTION: This email has originated from a source outside of USPTO. **PLEASE CONSIDER THE SOURCE** before responding, clicking on links, or opening attachments.

TO: Office of the Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office
P.O. Box 1450, Alexandria, VA 22313-1450

**RE: EMERGENCY AMENDED SUPPLEMENTAL SUBMISSION TO THE USPTO
DIRECTOR PURSUANT TO 37 C.F.R. § 1.181**

PTAB Case No.: IPR2026-00376 (U.S. Patent No. 12,216,339)
IPR2026-00412 (U.S. Patent No. 11,082,055)
IPR2026-00420 (U.S. Patent No. 11,082,055)

Parallel Appeal: CAFC Appeal No. 26-1721
Petitioner: Daitona Carter, Pro Se

Dear Director,

Please find attached the Emergency Amended Supplemental Statement providing vital, updated information regarding the Emergency Petition to the USPTO Director originally submitted on August 3, 2026.

This amended statement is compelled by an administrative update issued by the Board's Trial Division on August 13, 2026, 10:29 AM EST. The Office explicitly certified that Appellant's underlying filings have been formally accepted for supervisory review, yet unilaterally re-routed the Director-level § 1.181 Petition down to an internal Board review under 37 C.F.R. § 41.3(a) to be decided "in due course."

As documented herein, this re-routing action operates as an immediate due process defect, creating an un-deadlined administrative vacuum. While the Chief Administrative Patent Judge evaluates the file without a fixed statutory deadline, the primary litigants (**Meta Platforms** and **Luxottica**) are actively moving forward with three consolidated proceedings—including the newly discovered **IPR2026-00412** and **IPR2026-00420** dockets filed on August 7, 2026—while completely concealing the active title dispute pending before the Federal Circuit.

Under **FRAP 12(a)**, the federal appellate procedure governing interlocutory and collateral order appeals regarding denied intervention, all parties from the originating lower court case automatically carry over as mandatory parties to the appeal. The primary litigants are legally barred from bypassing this higher court title dispute or utilizing internal Board procedures to isolate and launder disputed technological architectures.

This emergency amended supplemental filing requests the immediate invocation of your absolute supervisory authority under *United States v. Arthrex, Inc.* to overrule the subordinate clerk's threshold blockage, assert direct jurisdiction over these material non-disclosures, and issue an immediate blanket stay of all three active dockets to protect the integrity of the judicial and agency records and halt an ongoing fraud on the USPTO.

Respectfully submitted,
Daitona Carter, Pro Se
IPR@daitonacarter.com