

SENT VIA EMAIL

September 18, 2026

Ben Wang, Esq.
Andrew Weiss, Esq.
RUSS AUGUST & KABAT
12424 Wilshire Boulevard, 12th Floor
Los Angeles, CA 90025

Re: ***Magnova LLC v. Apple Inc. 7-26-cv-00056 (WDTX)***

Counsel:

Apple Inc. ("Petitioner" or "Apple") filed a petition for *inter partes* review (IPR2026-00492) with the Patent Trial and Appeal Board (PTAB) to address the patentability of claims 1-4, 6-8, and 10 of U.S. Patent No. 11,863,223.

I write to inform you that Apple hereby stipulates that, if the PTAB institutes and maintains institution of review in IPR2026-00492, Apple will not pursue in the above-captioned District Court litigation the specific invalidity grounds asserted in IPR2026-00492, or any other ground that could have been reasonably raised in IPR2026-00492 (i.e., any ground that could have been raised under §§ 102 or 103 on the basis of prior art patents or printed publications). See *Sotera Wireless, Inc. v. Masimo Corporation*, IPR2020-01019, Paper 12 (PTAB Dec. 1, 2020). Apple also stipulates that, if the PTAB institutes and maintains institution of review in IPR2026-00492, Apple will not pursue in the above-captioned District Court litigation as invalidity grounds combinations of the prior art references asserted as part of a ground in this proceeding, as listed below, with unpublished system prior art or any other type of prior art. *Motorola Solutions, Inc. v. Stellar, LLC*, IPR2024-01205, IPR2024-01206, IPR2024-01207 & IPR2024-01208, Paper 19 (PTAB Mar. 28, 2025). Accordingly, Apple hereby stipulates that, if the PTAB institutes and maintains institution of review in IPR2026-00492, Apple will not pursue in the above-captioned District Court litigation combinations of any of the Wojcik, Franklin, Spigen, or Partovi references asserted as part of the grounds of IPR2026-00492 with unpublished system prior art or any other type of prior art.

In so stipulating, Apple seeks to avoid multiple proceedings in different forums

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addressing the validity of the instituted claims based on the same grounds or prior art. The tables in attached Appendix A list the grounds and ground references asserted in IPR2026-00492.

For the sake of clarity and to avoid any doubt, if the PTAB declines to institute (or withdraws institution of) IPR2026-00492, the conditions supporting the above stipulations will be unmet and the stipulations null and void.

Sincerely,

A handwritten signature in blue ink that reads "Michael Pieja". The signature is written in a cursive style with a horizontal line above the first few letters.

Michael Pieja

Appendix A – Grounds and Prior Art References

Ground	'223 Patent Claims	Basis for Rejection
1	1-4, 6-8, 10	§103: Wojcik-Franklin
2	1-4, 6-8, 10	§103: Spigen-Partovi

Ground Reference Name	Ground Reference Details
Wojcik	U.S. Patent Publication No. 2016/0294427
Franklin	U.S. Patent Publication No. 2016/0003270
Spigen	MOBILEREVIEWSEH, <i>Spigen Thin Fit Hybrid Review</i> (YouTube, Feb. 28, 2016), https://www.youtube.com/watch?v=fzymdpDZ1kc
Partovi	U.S. Patent Publication No. 2011/0050164