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Paper 52
Date: June 17, 2024

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE OFFICE OF THE DEPUTY UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DEPUTY DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

SAMSUNG ELECTRONICS CO., LTD., MICRON TECHNOLOGY, INC., MICRON SEMICONDUCTOR PRODUCTS, INC., and MICRON TECHNOLOGY TEXAS LLC,[1]
Petitioner,

v.

NETLIST, INC.,
Patent Owner.

IPR2022-01427 (Patent 9,318,160 B2)
IPR2022-01428 (Patent 8,787,060 B2)

Before DERRICK BRENT,[2] *Deputy Under Secretary of Commerce for Intellectual Property and Deputy Director of the United States Patent and Trademark Office*.

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[1] Micron Technology, Inc., Micron Semiconductor Products, Inc., and Micron Technology Texas LLC filed petitions in IPR2023-00882 and IPR2023-00883 and were joined as parties to these proceedings. *See* IPR2022-01427, Paper 25; IPR2022-01428, Paper 25.

[2] Katherine K. Vidal, Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office, took no part in this decision. The Director's authority is delegated to Derrick Brent, Deputy Under Secretary of Commerce for Intellectual Property and Deputy Director of the United States Patent and Trademark Office, by operation of

ORDER

The Office received a request for Director Review of the Final Written Decision in each of the above-captioned cases. *See* IPR2022-01427, Paper 50; Ex. 3100; IPR2022-01428, Paper 50; Ex. 3100. Director Vidal is recused from this matter, and the request was referred to me.

Upon consideration of the request, it is:

ORDERED that the requests for Director Review are denied; and

FURTHER ORDERED that the Patent Trial and Appeal Board's Final Written Decision in these cases is the final decision of the agency.

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the Director's Memorandum § II. c. *See* Director's Memorandum, Procedures for Recusal to Avoid Conflicts of Interest and Delegations of Authority (Apr. 20, 2022) (Recusal Procedure Memo), available at www.uspto.gov/sites/default/files/documents/Director-Memorandum-on-Recusal-Procedures.pdf.

Samsung Ex. 1124, p. 2
Samsung Electronics Co., Ltd. v. Netlist, Inc., PGR2026-00001

IPR2022-01427 (Patent 9,318,160 B2)
IPR2022-01428 (Patent 8,787,060 B2)

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Samsung Ex. 1124, p. 3
Samsung Electronics Co., Ltd. v. Netlist, Inc., PGR2026-00001