

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD.,

Petitioner,

v.

NETLIST, INC.,

Patent Owner

PGR2026-00001

Patent 12,373,366

PETITIONER'S UPDATED MANDATORY NOTICES

Pursuant to 37 C.F.R. § 42.8(a)(3), Petitioner hereby provides the following updates to its mandatory notices in Paper No. 1:

Related Matters (37 C.F.R. § 42.8(b)(2))

The following judicial or administrative matters would affect, or be affected by, a decision in this proceeding concerning U.S. Patent No. 12,373,366.

The following proceedings are currently pending:

- *In the Matter of Certain Dynamic Random Access Memory (DRAM) Devices, Products Containing the Same, and Components Thereof*, Inv. No. 337-TA-1472 (USITC instituted Dec. 29, 2025) (U.S. Patent No. 12,373,366)

[NEW] On March 3, 2026, consistent with Paper 11 at 12–13 (citing 35 U.S.C. § 325(e)(2)), Petitioner stipulated as follows: “In that ITC action, Judge McNamara recently adopted a schedule in which the Samsung respondents have until March 4, 2026, to respond to Netlist’s initial contention interrogatories concerning invalidity. However, before the ITC action was instituted, Samsung had already filed the following proceedings with the Patent Trial and Appeal Board (PTAB) asserting invalidity of the following patents: PGR2026-00001 (U.S. Patent No. 12,373,366) To avoid overlap, and in light of the ITC schedule, the Samsung respondents stipulate that for any

proceedings above that are instituted by the PTAB — and so long as that institution is not vacated, dismissed, reversed or otherwise withdrawn by rehearing or by Director Review — Samsung will not pursue an invalidity defense in the ITC or any district court action that the patent claims subject to the instituted proceeding(s) are invalid based on grounds that were raised, reasonably could have been raised in the petition(s) for the instituted proceeding(s), or any ground based on a combination of system prior art and the references asserted as part of a ground raised in the instituted proceeding(s).” See Exhibit 1149.

Dated: March 4, 2026

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I certify that on this 4th day of March, 2026,

Petitioner's Updated Mandatory Notices was served by email on the following
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