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Re: *Headwater Research LLC v. Samsung Electronics Co., Ltd. et al.*, Case No. 2:24-cv-00228 (E.D. Tex.)

Dear Counsel:

Samsung Electronics Co., Ltd. (“**Samsung**”) has filed a pair of petitions for *inter partes* review (IPR) with the Patent Trial and Appeal Board (PTAB) to address the patentability of claims 1-48 of U.S. Patent No. 9,609,510 (“**the ’510 Patent**”). The tables in attached Appendix A list all grounds, challenged claims, and references asserted in each of the petitions, which have respectively been assigned proceeding numbers IPR2025-00483 and IPR2025-00484.

I write to inform you that Samsung hereby stipulates that, if the PTAB institutes IPR2025-00483, Samsung agrees not to pursue the same grounds raised in the petition in IPR2025-00483 (listed in Appendix A below) for the currently asserted claims in the district court litigation challenged in IPR2025-00483. Likewise, Samsung hereby stipulates that, if the PTAB institutes IPR2025-00484, Samsung agrees not to pursue the same grounds raised in the petition in IPR2025-00484 (listed in Appendix A below) for the currently asserted claims in the district court litigation challenged in IPR2025-00484. *Apple, Inc. v. SEVEN Networks, LLC*, IPR2020-00156, Paper 10 at 19 (PTAB June 15, 2020); *see Sand Revolution II, LLC v. Continental Intermodal Group-Trucking LLC*, IPR2019-01393, Paper 24 at 12 (PTAB June 16, 2020).

Sincerely,



Thad Kodish
Attorney for Samsung Electronics Co., Ltd.

Appendix A

Grounds and Prior Art References Used in IPR2025-00483

| Ground | Claim(s) | 35 U.S.C. §103 |
|--------|---|---------------------------|
| 1A | 1-3, 6-7, 11, 14-25, 28-33, 35-39, 41-43, and 45-48 | Salmela and Rishy-Maharaj |

Grounds and Prior Art References Used in IPR2025-00484

| Ground | Claim(s) | 35 U.S.C. §103 |
|--------|------------|---|
| 1B | 21, 23, 25 | Salmela, Rishy-Maharaj, and Bennett |
| 1C | 26-27 | Salmela, Rishy-Maharaj, Bennett, and FCCReg |
| 1D | 12-13 | Salmela, Rishy-Maharaj, and Ionescu |
| 1E | 4-5, 8-10 | Salmela, Rishy-Maharaj, and Sigmund |
| 1F | 40 | Salmela, Rishy-Maharaj, and Johansson |
| 1G | 34 | Salmela, Rishy-Maharaj, and Slavov |
| 1H | 44 | Salmela, Rishy-Maharaj, and Gupta |

List of References

| Reference Name | Details |
|----------------|--|
| Salmela | U.S. Publication No. 2009/0217364 |
| Rishy-Maharaj | U.S. Publication No. 2013/0165075 |
| Bennett | U.S. Publication No. 2010/0029273 |
| FCCReg | Federal Communications Commission (FCC) Regulation (2010), available at, https://www.govinfo.gov/content/pkg/FR-2010-06-22/pdf/2010-15073.pdf |
| Ionescu | U.S. Publication No. 2012/0236760 |

| Reference Name | Details |
|----------------|-----------------------------------|
| Sigmund | U.S. Publication No. 2010/0222024 |
| Johansson | U.S. Publication No. 2010/0177663 |
| Slavov | U.S. Publication No. 2009/0253409 |
| Gupta | U.S. Publication No. 2011/0130119 |