

From: [Director Discretionary Decision](#)
To: [Piana, Jayne C.](#); [Director Discretionary Decision](#)
Cc: [MDT-Samsung-BR](#); [DG-Samsung-MDT](#); [Gordon, Lori A](#); [Ong, Andrew](#); [Robinson, Erick S.](#); [Dunn, Patrick M.](#); [Rafatijo, Homayoon](#); [Partridge, Jayme](#); [Birbach, Naomi](#)
Subject: RE: IPR2025-537, -538, -539, -540, -541, -542, -543, -544: Request for Reply
Date: Thursday, July 17, 2025 3:10:20 PM

Patent Owner is authorized to file a 2-page reply in IPR2025-00537, -538, -539, -540, -541, -542, -543, and -544, due no later than Monday, July 21, 2025, limited to addressing the settled expectation arguments raised in Petitioner's opposition to Patent Owners request for discretionary denial.

From: Piana, Jayne C. <JPiana@brownrudnick.com>
Sent: Wednesday, July 16, 2025 5:00 PM
To: Director_Discretionary_Decision <Director_Discretionary_Decision@uspto.gov>
Cc: MDT-Samsung-BR <MDT-Samsung-BR@brownrudnick.com>; DG-Samsung-MDT <DG-Samsung-MDT@goodwinlaw.com>; Gordon, Lori A <LoriGordon@goodwinlaw.com>; Ong, Andrew <AOng@goodwinlaw.com>; Robinson, Erick S. <ERobinson@brownrudnick.com>; Dunn, Patrick M. <PDunn@brownrudnick.com>; Rafatijo, Homayoon <HRafatijo@brownrudnick.com>; Partridge, Jayme <JPartridge@brownrudnick.com>; Birbach, Naomi <NBirbach@goodwinlaw.com>
Subject: IPR2025-537, -538, -539, -540, -541, -542, -543, -544: Request for Reply

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Dear Honorable Director,

Patent Owner respectfully requests authorization to file a two-page Reply limited to responding to the "settled expectation" arguments presented in Petitioners' Response to Discretionary Denial in the above-captioned IPRs. Contrary to Petitioners' contention below, their "settled expectations" arguments in the briefs filed this week were not included in the June briefs and thus are new, and both contradicted by the record and legally incorrect. Thus, good cause exists. Patent Owner does not oppose a 2-page Sur-Reply for Petitioners.

Petitioners oppose the requested relief. Petitioners arguments supporting their "settled expectations" position are each supported by the record and each has sufficient legal basis for the reasons set forth in Petitioners responsive briefs. Moreover, each fact underlying Petitioners' arguments concerning the "settled expectations" of the parties were known to Patent Owner at the time it filed its briefs on Discretionary Denial. Petitioners finally note that the Director has already denied the Parties request for reply and sur-reply briefing in these matters by email on June 23, 2025. The Parties prior request was premised on Patent Owner's expectation that Petitioners' would

advance in their briefing in IPR Nos. 2025-00537 – 544 the same arguments presented in Petitioners briefs filed on June 11, 2025 on June 17, 2025 opposing discretionary denial in co-pending proceedings IPR2025-00535 and IPR2025-00536, respectively. Petitioners' June briefs included the substantively same arguments on "settled expectations" that are set forth in the briefs filed this week.

Sincerely,

brownrudnick

Jayne C. Piana

Partner

Co-Chair of Patent Trial and Appeals Board (PTAB) Practice

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