

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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HARBOR FREIGHT TOOLS USA INC.,  
GENERAC POWER SYSTEMS, INC., and  
MWE INVESTMENTS, LLC,

Petitioners

v.

CHAMPION POWER EQUIPMENT INC.,

Patent Owner.

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Case IPR2025-00805  
U.S. Patent No. 10,393,034

**PETITIONER HARBOR FREIGHT'S MOTION TO WITHDRAW AND  
SUBSTITUTE COUNSEL**

***Mail Stop "PATENT BOARD"***  
Patent Trial and Appeal Board  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Pursuant to 37 C.F.R. §42.10 and the Board’s January 5, 2026 e-mail (EX3003) authorizing this motion, Petitioner Harbor Freight and its lead counsel Michael R. Houston and backup counsel Jeffrey S. Gundersen and Kimberly K. Dodd, all of Foley & Lardner LLP, seek to withdraw from this proceeding, and substitute new lead counsel as indicated below. Petitioner Harbor Freight’s and its counsels’ withdrawal is pursuant to a settlement reached between it and Patent Owner. A copy of the settlement agreement, which is the only agreement between Harbor Freight and Champion related to this proceeding, is being concurrently filed as Exhibit 1300 under a “Board Only” designation accompanied by a Request to Keep Confidential. However, because another co-petitioner remains in this proceeding (Generac), Petitioner Harbor Freight **is not** requesting adverse judgment or termination of this IPR.

This proceeding was instituted on November 13, 2025 (Paper 24). However, on December 10, 2025, the Director subsequently issued an Order Granting Director Review of Institution Sua Sponte (Paper 30). The present withdrawal notwithstanding, should this IPR subsequently be de-instituted, Petitioner Harbor Freight seeks to maintain its ability to seek a refund of the post-institution fees it already paid.

Per the Power of Attorney already on file (Paper 1), remaining Petitioners designate the following lead counsel and backup counsel as its counsel of record in

this proceeding going forward:

<b>New Lead Counsel</b>	<b>Back-Up Counsel</b>
Thomas J. Leach Reg. No. 53,188 <b>MERCHANT &amp; GOULD P.C.</b> 150 South Fifth Street, Suite 2200 Minneapolis, MN 55402 Phone: 612-336-4665 Fax: 612-332-9081 <a href="mailto:tleach@merchantgould.com">tleach@merchantgould.com</a>	Taylor R. Stemler Reg. No. 79,777 <b>MERCHANT &amp; GOULD P.C.</b> Minneapolis, MN 55402 150 South Fifth Street, Suite 2200 Phone: 612-371-5215 <a href="mailto:TStemler@MerchantGould.com">TStemler@MerchantGould.com</a>

Counsel for Patent Owner does not oppose this motion.

Dated: January 12, 2026

Respectfully submitted,

By: *s/Michael R. Houston/*

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*Counsel for Petitioner Harbor Freight*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing **MOTION TO WITHDRAW AND SUBSTITUTE COUNSEL** was served on January 12, 2026, via the PRACTICE document system, as well as via electronic mail on the following counsel of record for Patent Owner:

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