

From: [Director_PTABDecision_Review](#)
To: "[Kappos, John](#)"; [David DeZern](#); [Haber, Ben](#); [Paul, Raj](#); [Fink, Tim](#); [Zhou, Vincent](#); [Justin Kimble](#); [Reinbold, Patric M.](#); [#OMM-PALISADE-MICRON](#); [DG-Palisade](#)
Subject: RE: IPR2025-01008 and IPR2025-01009 Director Review Requests
Date: Tuesday, November 18, 2025 11:39:00 AM

Counsel,

Petitioner's request to authorize the previously-submitted exhibits in support of its requests for Director Review in the above identified proceedings is denied. Petitioner's request for authorization to resubmit its requests for Director Review with hyperlinks to the public information reflected in the exhibits is also denied. Petitioner is directed to resubmit its requests for Director Review without hyperlink citations no later than Wednesday, November 19, 2025. Patent Owner is authorized to submit its response to Petitioner's requests for Director Review no later than Wednesday, November 26, 2025.

Thank you.

From: Kappos, John <jkappos@omm.com>
Sent: Monday, November 17, 2025 9:28 PM
To: David DeZern <david@nelbum.com>; Director_PTABDecision_Review <Director_PTABDecision_Review@uspto.gov>
Cc: Haber, Ben <bhaber@omm.com>; Paul, Raj <rpaul@omm.com>; Fink, Tim <tfink@omm.com>; Zhou, Vincent <vzhou@omm.com>; Justin Kimble <justin@nelbum.com>; Reinbold, Patric M. <preinbold@omm.com>; #OMM-PALISADE-MICRON <OMMPALISADEMICRON@omm.com>; DG-Palisade <palisade@nelbum.com>
Subject: RE: IPR2025-01008 and IPR2025-01009 Director Review Requests

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Dear Honorable Board,

Although Petitioner disputes Patent Owner's characterization of the publicly available information Petitioner relies on in its Director Review Requests, in an abundance of caution Petitioner has filed updated versions of the Requests to ensure timely compliance with the rules. The updated Requests now cite to the previously provided information by way of hyperlinks, rather than to exhibits. Any citations to exhibits are to exhibits previously submitted.

John Kappos
jkappos@omm.com
O: +1-972-360-1947

From: David DeZern <david@nelbum.com>
Sent: Friday, November 14, 2025 11:53 AM
To: Director_PTABDecision_Review <Director_PTABDecision_Review@uspto.gov>

IPR2025-01008
Ex. 3101

Cc: Kappos, John <jkappos@omm.com>; Haber, Ben <bhaber@omm.com>; Paul, Raj <rpaul@omm.com>; Fink, Tim <tfink@omm.com>; Zhou, Vincent <vzhou@omm.com>; Justin Kimble <justin@nelbum.com>; Reinbold, Patric M. <preinbold@omm.com>; #OMM-PALISADE-MICRON <OMMPALISADEMICRON@omm.com>; DG-Palisade <palisade@nelbum.com>

Subject: RE: IPR2025-01008 and IPR2025-01009 Director Review Requests

Dear Honorable Board,

I am writing to follow-up on the below message. Should the parties direct their dispute to another email address? The current deadline for Patent Owner's response is on Tuesday, so Patent Owner would appreciate any guidance the Board may give.

Regards,
David

David T. DeZern
P. 214.446.4958
david@nelbum.com

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From: David DeZern <david@nelbum.com>
Sent: Wednesday, November 12, 2025 6:30 AM
To: Director_PTABDecision_Review <Director_PTABDecision_Review@uspto.gov>
Cc: jkappos@omm.com; bhaber@omm.com; rpaul@omm.com; tfink@omm.com; vzhou@omm.com; Justin Kimble <justin@nelbum.com>; preinbold@omm.com; #OMM-PALISADE-MICRON <OMMPALISADEMICRON@omm.com>; DG-Palisade <palisade@nelbum.com>
Subject: RE: IPR2025-01008 and IPR2025-01009 Director Review Requests

Dear Honorable Board,

The parties write regarding Petitioner Micron's Requests for Director Review in IPR2025-01008 (Paper No. 17) and -01009 (Paper No. 14) (the "Requests").

Patent Owner's Position:

Micron's Requests improperly introduce and rely on new evidence, including **22 new exhibits** each, which are pervasively cited throughout the Requests. Petitioner did not seek authorization to introduce any new evidence in its Requests, much less rely on 22 new exhibits. Accordingly, Patent Owner requests that the Board deny the Requests as violating 37 C.F.R. § 42.75(c)(3).

Petitioner's requests for alternative relief (the hyperlink proposal) also violates 37 C.F.R. § 42.75(c)(3). Regardless of whether the Requests cite to new exhibits or the hyperlinks where those exhibits may be found, Petitioner is still introducing and relying on extensive new evidence. Petitioner misapprehends that new evidence is allowed if that new evidence is public. But public availability is not an exception to the prohibition of new evidence in Requests for Director Review.

Petitioner's Position:

Petitioner opposes Patent Owner's request—Petitioner does not agree that the submitted information is improper. Rather, Petitioner's briefing includes (1) publicly available sources (many available by cited hyperlink) that are attached for ease of review by the Director, and (2) Palisade's objections and responses to Micron's first set of Interrogatories, which Palisade served November 3, and therefore did not exist before the institution decisions.

Petitioner therefore respectfully requests the Director to authorize the previously-submitted exhibits so that Patent Owner can address them in its response. In the alternative, Petitioner requests leave to resubmit its Requests without the exhibits and with hyperlinks to the public information reflected in the exhibits, to facilitate the Director's review of the compelling national security concerns raised by the parties' arguments. Petitioner is still within the November 17 deadline to file its Requests.

Regards,
David

David T. DeZern
P. 214.446.4958
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From: Director_PTABDecision_Review <Director_PTABDecision_Review@uspto.gov>
Sent: Monday, November 10, 2025 7:23 AM
To: David DeZern <david@nelbum.com>; jkappos@omm.com; bhaber@omm.com; rpaul@omm.com; tfink@omm.com; vzhou@omm.com; Justin Kimble <justin@nelbum.com>; preinbold@omm.com
Subject: IPR2025-01008 and IPR2025-01009 Director Review Requests

Counsel,

Petitioner's request for Director Review has been received in the above-referenced cases. Patent Owner is authorized to submit a response limited to the issues raised in each of the Director Review requests, of no more than 15 pages, to be filed within five business days of this email. Any such responses must be filed in P-TACTS, i.e., by selecting the "Other: Other" paper type and the paper must be titled "Authorized Response to Director Review Request" or it may not be considered. No new evidence is permitted. No further briefings are authorized at this time.

The Director will determine whether review will be granted or denied and the parties will be notified of the result of the Director Review requests.

Thank you.