

From: Ralph A. Phillips
Sent: Thursday, November 13, 2025 11:46 AM
To: pwang@raklaw.com
Cc: rak_wilus@raklaw.com; FISH SERVICE Samsung/Wilus; ASKEY-Wilus
Subject: RE: Wilus Institute of Standards and Technology Inc. v. HP Inc., EDTX Case No. 2:24cv00752-JRG-RSP [Lead Case]: Narrowing Issues on Claim Construction

Philip,

Your understanding is correct, Defendants will no longer assert that the claims of the '077 patent are indefinite in this case. This includes in claim construction proceedings or otherwise (e.g., expert reports, summary judgment, or trial).

On the issue of pages, Defendants are amenable to allowing Wilus 7 additional pages for its reply brief.

Regards,

Ralph

Ralph A. Phillips :: Fish & Richardson P.C. :: +1-202-626-6382

From: Philip Wang <pwang@raklaw.com>
Sent: Wednesday, November 12, 2025 8:43 PM
To: Ralph A. Phillips <RPhillips@fr.com>
Cc: rak_wilus@raklaw.com; FISH SERVICE Samsung/Wilus <FISHSERVICESamsungWilus@fr.com>; ASKEY-Wilus <ASKEY-Wilus@finnegan.com>
Subject: Re: Wilus Institute of Standards and Technology Inc. v. HP Inc., EDTX Case No. 2:24cv00752-JRG-RSP [Lead Case]: Narrowing Issues on Claim Construction

[This email originated outside of F&R.]

Ralph,

Your email raises two issues that we need to run to ground, preferably by Thursday Nov. 13th close of business.

First, we understand from your email below that Defendants will no longer assert that the claims of the '077 patent are indefinite in this case. This includes in claim construction proceedings or otherwise (e.g., expert reports, summary judgment, or trial).

Second, the circumstances and timing of Defendants' withdrawal unfairly prejudices Wilus. As the record shows, we repeatedly asked Defendants to narrow terms given the large number of terms you proposed and the pages limits on briefing. Defendants declined to do in our meet and confers and

claim construction exchanges, leading to the JCCS. We relied on that in our opening brief and devoted least 7.5 pages out of 30 in our brief to the '077 patent.

If we knew the '077 patent would be dropped, then we'd have used those pages on other terms that remain in dispute. This has resulted in Wilus losing 7.5 pages and Defendants gaining an unfair advantage.

Accordingly, we ask that Defendants agree that Wilus be allowed an additional 7 pages for its reply brief.

Philip

Philip Wang
Russ August & Kabat
12424 Wilshire Boulevard, 12th Floor
Los Angeles, CA 90025
310 826-7474
pwang@raklaw.com

On Nov 11, 2025, at 6:43 PM, Ralph A. Phillips <RPhillips@fr.com> wrote:

Counsel,

In the interest of reducing issues, Defendants hereby withdraw their contentions as to indefiniteness for the claim terms of the '077 patent, namely:

- “obtain[ing] length information indicating information on a duration of the non-legacy physical layer frame [after a legacy signaling field], from the legacy signaling field” ('077 patent, claims 1, 8);
- “obtain[ing] information other than [the] information on the duration of the non-legacy physical layer frame through a remaining value obtained by dividing the length information by a data size transmittable by a symbol of a legacy physical layer frame” ('077 patent, claims 1, 8); and
- “the duration of the non-legacy physical layer frame after the legacy signaling field” ('077 patent, claim 3).

Instead, Defendants propose these terms should be given their plain and ordinary meaning and, as such, do not require construction.

Given that all other terms that were preliminary proposed as indefinite in the '077 patent claims were withdrawn prior to the submission of the PR 4-3 Joint Claim Construction and Prehearing Statement, Defendants no longer contend any disputed terms of the '077 patent are indefinite as part of claim construction in the present case.

Regards,

Ralph

Ralph A. Phillips :: Fish & Richardson P.C. :: +1-202-626-6382

This email message is for the sole use of the intended recipient(s) and
may contain confidential and privileged information. Any unauthorized use
or disclosure is prohibited. If you are not the intended recipient,
please contact the sender by reply email and destroy all copies of the
original message.

