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Bcc: ["Flexpon Moving In Unison Patents Invalidity Due Diligence and IPR Petition Belden Inc 317112 3215735 Email 317112 3215735 "](#)
Subject: FlexPON Litigation (CommScope Technologies LLC v. Belden Inc. et al, C.A. No. 24-440-RGA) - Stipulation re IPR2025-01119 [IMAN-ACTIVE.FID3336393]
Date: Wednesday, July 30, 2025 10:07:32 AM

Counsel – As you know, Belden Inc., PPC Broadband, Inc., and Opterna AM, Inc. (collectively, “Belden”) filed an *inter partes* review (IPR) petition (IPR2025-01119) challenging the validity of claims 1-7, 9-12, and 21-38 (the “Challenged Claims”) of U.S. Patent No. 10,996,417 (“the ’417 patent”). The tables below list the three prior art references (“IPR Prior Art”) relied upon in the two obviousness combination grounds asserted in IPR2025-01119:

| IPR Prior Art |
|---------------------------------------|
| U.S. Patent No. 5,109,467 (“Hogan”) |
| U.S. Patent No. 6,220,413 (“Walters”) |
| U.S. Patent No. 5,987,203 (“Abel”) |

| Ground | Claims | Obviousness Combination |
|---------------|--------------------|--|
| 1 | 1-6, 22-25, 29-38 | Obvious over <i>Hogan</i> and <i>Walters</i> |
| 2 | 7, 9-12, 21, 26-28 | Obvious over <i>Hogan</i> , <i>Walters</i> , and <i>Abel</i> |

Belden hereby stipulates that, if the Patent and Trial Appeal Board (“PTAB”) institutes IPR2025-01119 (and does not subsequently vacate, reverse, or withdraw that institution), Belden will not pursue in *CommScope Technologies LLC v. Belden Inc. et al*, C.A. No. 24-440-RGA (D. Del.) (“the Litigation”) against the Challenged Claims of the ’417 Patent (i) the specific grounds raised in IPR2025-01119, (ii) any other ground that could have reasonably been raised in IPR2025-01119 (*i.e.*, any ground that could have been reasonably raised under 35 U.S.C. §§ 102, 103 on the basis of prior art patents or printed publications), or (iii) any ground based on a combination of system/product prior art and the IPR Prior Art.

This stipulation is not intended, and should not be construed, to limit Belden’s ability to assert invalidity of the Challenged Claims of the ’417 Patent in the Litigation on any other ground (*i.e.*, any other ground that could not have been reasonably raised under 35 U.S.C. §§ 102, 103) regardless of whether IPR2025-01119 is instituted.

We will be contacting the PTAB to request authorization to file this stipulation in IPR2025-01119. Please confirm by Thursday (July 31) at Noon ET that Patent Owner CommScope

Technologies LLC does not oppose Belden's request.

Thank you.

Denis Sullivan