

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CISCO SYSTEMS, INC.
Petitioner

v.

DYNAMIC MESH NETWORKS, INC.
D/B/A MESH DYNAMICS
Patent Owner

Case No. IPR2025-01304
U.S. Patent No. 7,885,243

PETITIONER'S CORRECTED REPLY¹ TO
PATENT OWNER'S SUPPLEMENTAL BRIEF

¹ Authorized by the Director on December 22, 2025 by e-mail.

The trial date and the scheduling order issued by the E.D. Tex. court do not support discretionary denial, for two reasons.

First, the trial in E.D. Tex. is currently scheduled to occur on March 15, 2027, **after** the Final Written Decision (“FWD”) expected to issue on or before March 10, 2027. And the most recent time-to-trial statistics for E.D. Tex. indicate that trial will likely begin later, in September 2027—approximately six months **after** the FWD. As such, the FWD is expected **before** trial, and that weighs against discretionary denial. *Freightcar Am., Inc. v. Nat’l Steel Car Ltd.*, IPR2025-01046, Paper 20 at 1. Patent Owner’s reliance on *Advanced Micro Devices* is misplaced: in that case, the time-to-trial statistics suggested that the FWD and trial could occur around the same time. *Adv. Micro Devices, Inc. v. Adv. Cluster Sys., Inc.*, IPR2025-00862, Paper 14, 2–3. Here, by contrast, the statistics clearly suggest that the FWD will issue first.

Second, there is significant uncertainty regarding the district court schedule. The ’243 Patent is at issue in both *Dynamic Mesh IV* (E.D. Tex.) **and** in *Dynamic Mesh III* (N.D. Cal.), and the parties are actively litigating which court should hear the dispute and whether the E.D. Tex. action should be dismissed or transferred to N.D. Cal. If the E.D. Tex. court dismisses or transfers *Dynamic Mesh IV*, its scheduling order would become irrelevant. Moreover, the N.D. Cal. court has set a scheduling conference for January 13, 2026, but has not set a trial date. This significant procedural uncertainty weighs against, and certainly does not support, discretionary denial.

Dated: December 22, 2025

Respectfully submitted,

/Taeg Sang Cho/

Taeg Sang Cho (Reg. No. 69,618)

DESMARAIS LLP

CERTIFICATE OF SERVICE

The undersigned certifies that on December 22, 2025, a complete copy of the foregoing PETITIONER'S REPLY TO PATENT OWNER'S SUPPLEMENTAL BRIEF was served on counsel of record for the Patent Owner by filing the documents through P-TACTS and by sending via electronic mail to the following addresses:

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