

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD. AND
SAMSUNG ELECTRONICS AMERICA, INC.,
Petitioners

v.

MAXELL LTD.,
Patent Owner

Inter Partes Review No. IPR2025-01312

PETITIONERS' STIPULATION

If IPR is instituted in IPR2025-01312, unless institution is later vacated, reversed, or otherwise withdrawn by rehearing or Director Review, Samsung Electronics Co. Ltd., and Samsung Electronics America, Inc., stipulate that they will not pursue in Civil Action No. 5:25-cv-00052-RWS, against the '645 patent, (i) the specific grounds asserted in IPR2025-01312, (ii) any other ground that was raised or could have been reasonably raised in an IPR (*i.e.*, any ground that could be raised under §§ 102 or 103 on the basis of prior art patent or printed publications), (iii) any ground based on a combination of system prior art (*i.e.*, prior art that is neither a patent or printed publication) and the references that form the basis of any ground raised in IPR2025-01312, or (iv) any ground that could be raised under §§ 102 or 103 on the basis of system art corresponding to a reference that that forms the basis of any ground raised in IPR2025-01312. Thus, there will be *no* overlap between the issues raised in the Petition and the district court, and this IPR will serve as a “true alternative” to the district court proceeding.

Date: October 3, 2025

Respectfully submitted,

/s/ Robert Buergi

Robert Buergi

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CERTIFICATE OF SERVICE

The undersigned certifies pursuant to 37 C.F.R. §§ 42.6(e) and 42.105 that on October 3, 2025, a true and correct copy of the foregoing document was served by emailing a copy of the same (by agreement) to the following attorneys for Patent Owner:

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Daniel Kim (dkim@mayerbrown.com); and

Saqib Siddiqui (ssiddiqui@mayerbrown.com).

A courtesy copy also was sent via email to:

maxell-samsung-service@mayerbrown.com

Date: October 3, 2025

/s/ Robert Buergi

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