

1 *[See signature blocks for counsel information]*

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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

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DOCUMENT SECURITY SYSTEMS, INC., Case No. 8:17-cv-00981-JVS-JCG

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*Plaintiff,*

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v.

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SEOUL SEMICONDUCTOR CO., LTD.,  
and SEOUL SEMICONDUCTOR, INC.,

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*Defendants.*

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DOCUMENT SECURITY SYSTEMS, INC., Case No. 2:17-cv-04263-JVS-JCG

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*Plaintiff,*

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v.

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CREE, INC.,

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*Defendant.*

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DOCUMENT SECURITY SYSTEMS, INC., Case No. 2:17-cv-04273-JVS-JCG

24

*Plaintiff,*

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v.

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EVERLIGHT ELECTRONICS CO., LTD.,  
and EVERLIGHT AMERICAS, INC.,

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*Defendants.*

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**JOINT STIPULATION TO  
STAY LITIGATION PENDING  
OUTCOME OF IPR  
PROCEEDINGS**

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DOCUMENT SECURITY SYSTEMS, INC., Case No. 2:17-cv-06050-JVS-JCG  
*Plaintiff,*  
v.  
LITE-ON, INC., and LITE-ON  
TECHNOLOGY CORPORATION,  
*Defendants.*

1 **I. INTRODUCTION**

2 On February 26, 2018, Seoul Semiconductor Co., Ltd. and Seoul  
3 Semiconductor, Inc. (collectively, “Seoul”) filed a Motion to Stay Pending *Inter*  
4 *Partes* Review (“Motion to Stay”) in related case no. 8:17-cv-981-JVS-JCG. Seoul  
5 asked the Court to stay proceedings while the United States Patent and Trademark  
6 Office (“USPTO”) considers issues of validity with respect to U.S. Pat. Nos.  
7 6,949,771 (“the ’771 Patent”); 7,256,486 (“the ’486 Patent”); and 7,524,087  
8 (“the ’087 Patent”) asserted by Plaintiff Document Security Systems, Inc. (“DSS”).  
9 Mot. to Stay, Case 8:17-cv-981-JVS-JCG, ECF No. 57, at 1-2, 4 (Feb. 26, 2018).  
10 DSS has asserted the same three patents against every defendant in each of the actions  
11 captioned above.

12 On March 26, 2018 the Court denied Seoul’s motion “without prejudice to the  
13 filing of a renewed motion to stay if the IPR petitions are granted.” *Document*  
14 *Security Sys., Inc. v. Seoul Semiconductor Co.*, 8:17-cv-981-JVS(JCGx), ECF 68, at  
15 8 (March 26, 2018).

16 On June 7, 2018, the USPTO granted Seoul’s petition and instituted *inter*  
17 *partes* review of claims 1-9 of the ’771 Patent. IPR2018-00265, Paper 8.

18 On June 21, 2018, the USPTO granted Seoul’s petition and instituted *inter*  
19 *partes* review of claims 1-3 of the ’486 Patent. IPR2018-00333, Paper 9.

20 In May 2018, Nichia Corporation and Nichia America Corporation filed  
21 petitions for *inter partes* review of the ’771 Patent, the ’486 Patent, the ’087 Patent,  
22 and U.S. Pat. No. 7,919,787 (“the ’787 Patent”). Nichia’s petitions cover every  
23 patent asserted in the actions captioned above. On July 23, 2018, the Court stayed  
24 DSS’s litigation against Nichia. *Document Security Sys., Inc. v. Nichia Corp.*, 2:17-  
25 cv-8849 JVS-(JEMx), ECF 61, at 5 (July 23, 2018).

26 On June 6 and 7, 2018, Cree filed five petitions for *inter partes* review,  
27 including two directed at the ’486 Patent, two directed at the ’771 Patent, and one  
28 directed at the ’087 Patent. *See* IPR2018-01205; IPR2018-01220; IPR2018-01221;

1 IPR2018-01222; IPR2018-01223. As discussed above, DSS has asserted the same  
2 three patents against every defendant in each of the actions captioned above.

3 On June 8 through June 15, 2018, Everlight filed four petitions for *inter partes*  
4 review. Each petition was directed at a different patent asserted in these actions,  
5 including the '486 Patent, the '087 Patent, the '771 Patent, and the '787 Patent. *See*  
6 IPR2018-01225; IPR2018-01226; IPR2018-01244; IPR2018-01260. These petitions  
7 cover every patent asserted in the actions captioned above.

8 There are currently sixteen (16) petitions for *inter partes* review pending  
9 against patents asserted by DSS in this litigation. Two of those petitions have been  
10 granted. None of the petitions have been denied.

11 Resolution of the issues presented in the aforementioned petitions for *inter*  
12 *partes* review, including those already granted, will involve construction and  
13 interpretation of claim terms at issue in the actions captioned above. The parties  
14 agree that a stay would preserve judicial resources by avoiding unnecessary  
15 discovery, claim construction, and motion practice.

## 16 **II. STIPULATION**

17 Accordingly, the parties agree and stipulate, subject to approval by the Court,  
18 to stay the above-captioned actions in light of the above petitions for *inter partes*  
19 review and related *inter partes* proceedings. The parties agree that they will file a  
20 Joint Status Report every 60 days regarding the status of the above petitions for *inter*  
21 *partes* review and related *inter partes* proceedings or within 10 days of (1) a  
22 determination by the PTAB whether to institute any additional petitions; or (2) the  
23 issuance of a Final Written Decision by the PTAB for any instituted requests for *inter*  
24 *partes* review, whichever is earlier.

25 Pursuant to Local Rule 5-4.3.4(a)(2)(i), all signatories listed, and on whose  
26 behalf the filing is submitted, concur in the filing's content and have authorized the  
27 filing.  
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SO STIPULATED.

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