

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

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| <p>IN RE NEO WIRELESS, LLC<br/>PATENT LITIG.</p>   | <p>Case No. 2:22-md-03034-TGB<br/>Hon. Terrence G. Berg</p>                                     |
| <p>NEO WIRELESS, LLC,<br/><br/><i>Plaintiff,</i><br/><br/>v.<br/><br/>VOLKSWAGEN GROUP OF<br/>AMERICA, INC. &amp; VOLKSWAGEN<br/>GROUP OF AMERICA<br/>CHATTANOOGA OPERATIONS,<br/>LLC,<br/><br/><i>Defendants.</i></p> | <p>Case No. 2:22-cv-11404-TGB<br/>Hon. Terrence G. Berg<br/><br/><b>JURY TRIAL DEMANDED</b></p> |
| <p>NEO WIRELESS, LLC,<br/><br/><i>Plaintiff,</i><br/><br/>v.<br/><br/>MERCEDES-BENZ USA, LLC<br/><br/><i>Defendant.</i></p>  | <p>Case No. 2:22-cv-11769-TGB<br/>Hon. Terrence G. Berg<br/><br/><b>JURY TRIAL DEMANDED</b></p> |
| <p>NEO WIRELESS, LLC,<br/><br/><i>Plaintiff,</i><br/><br/>v.<br/><br/>FORD MOTOR COMPANY<br/><br/><i>Defendant.</i></p>  | <p>Case No. 2:22-cv-11402-TGB<br/>Hon. Terrence G. Berg<br/><br/><b>JURY TRIAL DEMANDED</b></p> |

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NEO WIRELESS, LLC,

*Plaintiff,*

v.

AMERICAN HONDA MOTOR CO.,  
INC. AND HONDA DEVELOPMENT  
& MANUFACTURING OF  
AMERICA, LLC,

*Defendant.*

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Case No. 2:22-cv-11403-TGB

Hon. Terrence G. Berg

**JURY TRIAL DEMANDED**

**STATUS UPDATE OF INTER PARTES REVIEW (IPR)  
POST-GRANT PROCEEDINGS**

Consistent with this Court’s request at the November 28, 2022 status conference, Defendants Volkswagen Group of America, Inc. and Volkswagen Group of America Chattanooga Operations, LLC (collectively “Volkswagen”), along with Mercedes-Benz USA, LLC (“MBUSA”), Ford Motor Company (“Ford”), and American Honda Motor Co., Inc. and Honda Development & Manufacturing of America, LLC (collectively “Honda”), notify the Court of the status of the *inter partes* review (“IPR”) petitions filed before the United States Patent and Trademark Office’s Patent Trial and Appeal Board (“PTAB”).

Below is a summary of the IPR proceedings filed on the patents asserted in this litigation by Neo Wireless LLC (“Neo Wireless”). As noted below, the PTAB has issued five Institution Decisions and determined that, in four of the five cases, there is “a reasonable likelihood” that the IPR will show that claims in the challenged

patents are unpatentable. Also provided below is a listing of the anticipated dates for the remaining 11 Institution Decisions by the PTAB as well as the dates for the PTAB's Final Written Decisions on the instituted IPRs. In the chart, the four instituted IPRs are shaded green, the sole denied IPR is shaded peach, and the 11 IPRs pending the PTAB's Institution Decision remain white. As noted in the chart, the next two dates for expected Institution Decisions are June 21, 2023 and September 29, 2023.

Given the PTAB's determinations, Defendants intend to file a motion to stay the case pending the PTAB's review so as not to waste the Court's or the parties' time and resources on a *Markman* hearing, discovery, summary judgment motions, or a trial for patent claims that the PTAB has determined have a "reasonable likelihood" of being found unpatentable (and therefore canceled).

\* \* \*

| <b>PTAB Case Number</b> | <b>Petitioner</b>                 | <b>Neo Wireless U.S. Patent No.</b> | <b>Filing Date</b> | <b>Institution Decision / Deadline</b> | <b>Final Written Decision Deadline</b> |
|-------------------------|-----------------------------------|-------------------------------------|--------------------|--|--|
| IPR2022-01537           | Volkswagen Group of America, Inc. | 10,075,941                          | Sept. 15, 2022     | Instituted<br>May 5, 2023              | May 5, 2024                            |

|               |                                   |            |                  |   |  |
|---------------|-----------------------------------|------------|------------------|---|--|
| IPR2022-01538 | Volkswagen Group of America, Inc. | 10,771,302 | Sept. 15, 2022   | Institution Denied<br>May 5, 2023         | N/A  |
| IPR2022-01539 | Volkswagen Group of America, Inc. | 10,965,512 | Sept. 15, 2022   | Instituted<br>May 2, 2023                 | May 2, 2024                                |
| IPR2022-01567 | Volkswagen Group of America, Inc. | 10,447,450 | Sept. 27, 2022   | Instituted<br>May 4, 2023                 | May 4, 2023                                |
| IPR2023-00079 | MBUSA                             | 10,965,512 | Oct. 19, 2022    | Instituted<br>May 5, 2023                 | May 2, 2024<br>(Joined with IPR2022-01539) |
| IPR2023-00086 | Volkswagen Group of America, Inc. | 10,833,908 | Oct. 28, 2022    | June 21, 2023                             |  |
| IPR2023-00426 | Volkswagen Group of America, Inc. | 8,467,366  | January 20, 2023 | Sept. 29, 2023                            |  |
| IPR2023-00763 | Ford                              | 10,447,450 | March 29, 2023   | *Awaiting Notice of Filing Date from PTAB |  |
| IPR2023-00764 | Ford                              | 10,965,512 | March 28, 2023   | *Awaiting Notice of Filing Date from PTAB |  |

|               |                                   |            |                   |  |  |
|---------------|-----------------------------------|------------|-------------------|--|--|
| IPR2023-00765 | Ford                              | 10,833,908 | March 28,<br>2023 | *Awaiting<br>Notice of<br>Filing Date<br>from PTAB |  |
| IPR2023-00766 | Ford                              | 10,075,941 | March 28,<br>2023 | *Awaiting<br>Notice of<br>Filing Date<br>from PTAB |  |
| IPR2023-00790 | American Honda<br>Motor Co., Inc. | 8,467,366  | March 30,<br>2023 | *Awaiting<br>Notice of<br>Filing Date<br>from PTAB |  |
| IPR2023-00791 | American Honda<br>Motor Co., Inc. | 10,075,941 | March 30,<br>2023 | *Awaiting<br>Notice of<br>Filing Date<br>from PTAB |  |
| IPR2023-00793 | American Honda<br>Motor Co., Inc. | 10,447,450 | March 30,<br>2023 | *Awaiting<br>Notice of<br>Filing Date<br>from PTAB |  |
| IPR2023-00794 | American Honda<br>Motor Co., Inc. | 10,833,908 | March 30,<br>2023 | *Awaiting<br>Notice of<br>Filing Date<br>from PTAB |  |
| IPR2023-00797 | American Honda<br>Motor Co., Inc. | 10,771,302 | March 30,<br>2023 | *Awaiting<br>Notice of                             |  |

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