

Exhibit JJ

From: [Conrad Gosen](#)
To: [Chris Stewart](#); [James F. Smith](#)
Cc: [neowireless@caldwellcc.com](#); [Jaye Quadrozzi](#); [SERVICE] GM/Neo; Service-Honda/Neo; [SERVICE] Tesla/Neo; [FCA-Neo@Venable.com](#); [FMCL0315L@brookskushman.com](#); [DL Nissan-Neo@jenner.com](#); [mhuget@honigman.com](#); [mckeever@bsplaw.com](#); [swaidelich@honigman.com](#); [thomas.branigan@bowmanandbrooke.com](#); [michael.smith@solidcounsel.com](#); [dla-toyota-neowireless@us.dlapiper.com](#)
Subject: RE: Ref[2]: Neo MDL - Issues for 4/18 Status Conference
Date: Tuesday, June 18, 2024 6:01:56 PM

Chris -

On the first point, since Neo is the party intending to move on these claims, can you please circulate a draft stipulation for review?

On the inventorship/derivation issue, the inequitable conduct claim Defendants are maintaining is the one related to the non-disclosure of Project Angel. However, as mentioned before, Defendants are pursuing their unclean hands defense as related to the some of the same universe of operative facts (e.g., Project Angel), which may touch on issues related to inventorship/derivation.

On the second point, confirmed, Defendants are not pursuing the standing/ownership defense, except again, to the extent that facts related to ownership are relevant to Defendants' unclean hands defense.

Finally, on the unclean hands/inequitable conduct issue – As mentioned above, Defendants agree that their claims for those theories are based on some of the same operative facts related to Project Angel, but are not necessarily coextensive with one another.

On an unrelated note, Defendants intend to seek leave to file portions of their forthcoming dispositive motions and exhibits thereto under seal (wherever they cite or include material that a party has designated as confidential). Can you please confirm that Neo does not oppose the sealing motions?

Thanks,

Conrad Gosen :: Principal :: Fish & Richardson P.C.
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From: Chris Stewart <cstewart@caldwellcc.com>
Sent: Monday, June 17, 2024 3:55 PM
To: Conrad Gosen <gosen@fr.com>; James F. Smith <jsmith@caldwellcc.com>
Cc: [neowireless@caldwellcc.com](#); [Jaye Quadrozzi](#) <quadrozzi@ygqlaw.com>; [SERVICE] GM/Neo <SERVICEGMNeo@fr.com>; Service-Honda/Neo <Service-Honda/Neo@fr.com>; [SERVICE] Tesla/Neo

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Conrad, thanks. Will your side prepare a joint motion/stipulation dismissing those? Also a couple clarifying questions for that stip and to make sure we're briefing just the disputed issues:

1. By not pursuing inventorship/derivation, can I assume you're also not pursuing an IEC/unclean hands theory premised on the same? Ie – am I right that the only remaining IEC defense is premised on alleged non-disclosure of Project Angel as prior art (as opposed to misrepresentation/non-disclosure re inventorship)?
2. Apologies for omitting it in our earlier list, but can you confirm whether Defendants are pursuing a standing/ownership defense, which we also intend to move on if still in play? I meant to ask about that in connection with IEC, and I have the same question as above re IEC premised on misrepresentation/non-disclosure re ownership. I'm happy to jump on the phone and confer if this is still in dispute.
3. Could you point us to the specific portion of your pleading or contentions that describes the non-IEC unclean hands defense, and the relief sought (eg, unenforceability or just dismissal of the suit)? Or if someone who knows the defense well and the delta between it and IEC could call me, that would work.

Thanks,
Chris

Chris Stewart | Caldwell Cassady Curry PC
214.888.4846

From: Conrad Gosen <gosen@fr.com>

Sent: Monday, June 17, 2024 1:16 PM

To: James F. Smith <jsmith@caldwellcc.com>; Chris Stewart <cstewart@caldwellcc.com>

Cc: neowireless@caldwellcc.com; Jaye Quadrozzi <quadrozzi@ygqlaw.com>; [SERVICE] GM/Neo <SERVICEGMNeo@fr.com>; Service-Honda/Neo <Service-Honda/Neo@fr.com>; [SERVICE] Tesla/Neo <SERVICETeslaNeo@fr.com>; FCA-Neo@Venable.com; FMCL0315L@brookskushman.com; DL_Nissan-Neo@jenner.com; mhuget@honigman.com; mckeever@bsplaw.com; swaidelich@honigman.com; thomas.branigan@bowmanandbrooke.com; michael.smith@solidcounsel.com; dla-toyota-neowireless@us.dlapiper.com

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Counsel –

Following up on our meet and confer from Friday, Defendants confirm that they are no longer pursuing the following defenses:

- Derivation/improper inventorship;
- Implied waiver/equitable estoppel;
- Breach of FRAND;
- License;
- Patent exhaustion;
- Fraudulent conveyance;
- Prosecution laches;
- Acquiescence;
- Patent misuse; and
- Federal use.

Further, Defendants confirm that they are only pursuing their inequitable conduct claim as to Project Angel, and not 802.16a. Finally, Defendants' unclean hands defense is related to some of the same facts (Project Angel) as their inequitable conduct claim, but Defendants disagree that unclean hands and inequitable conduct fall together.

Thanks,

Conrad Gosen :: Principal :: Fish & Richardson P.C.

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From: James F. Smith <jsmith@caldwellcc.com>

Sent: Thursday, June 13, 2024 4:35 PM

To: Conrad Gosen <gosen@fr.com>; cstewart@caldwellcc.com

Cc: neowireless@caldwellcc.com; Jaye Quadrozzi <quadrozzi@ygqlaw.com>; [SERVICE] GM/Neo <SERVICEGMNeo@fr.com>; Service-Honda/Neo <Service-Honda/Neo@fr.com>; [SERVICE] Tesla/Neo <SERVICETeslaNeo@fr.com>; FCA-Neo@Venable.com; FMCL0315L@brookskushman.com; DL_Nissan-Neo@jenner.com; mhuget@honigman.com; mckeever@bsplaw.com; swaidelich@honigman.com; thomas.branigan@bowmanandbrooke.com; michael.smith@solidcounsel.com; dla-toyota-neowireless@us.dlapiper.com

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Conrad,

Let's use the following dial-in for tomorrow's meet and confer at 9:30am CT:

Microsoft Teams [Need help?](#)

[Join the meeting now](#)

Meeting ID: 260 556 345 150