

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

SURPASS TECH INNOVATION LLC,

Plaintiff,

v.

SHARP CORPORATION, et al.,

Defendants.

Civil Action No. 14-338 LPS

SURPASS TECH INNOVATION LLC,

Plaintiff,

v.

SAMSUNG DISPLAY CO., LTD, et al.,

Defendants.

Civil Action No. 14-337 LPS

SURPASS TECH INNOVATION LLC,

Plaintiff,

v.

LG DISPLAY CO. LTD, et al.,

Defendants.

Civil Action No. 14-336 LPS

JOINT STIPULATION TO STAY CASES PENDING INTER PARTES REVIEW

Plaintiff, Surpass Tech Innovation LLC (“Surpass”), and the Defendants in the above Actions, by and through their respective counsel, hereby stipulate as follows:

WHEREAS, Surpass has filed a complaint (Case No. 14-338 LPS) against Sharp

Corporation, Sharp Electronics Corporation, and Sharp Electronics Manufacturing Company of America, Inc. (collectively, “the Sharp Defendants”), Sony Corporation, Sony Electronics Inc., Sony Corporation of America (collectively, “the Sony Defendants”), Vizio, Inc. (Delaware Corp.), Vizio, Inc. (California Corp.) (collectively, “the Vizio Defendants”), Samsung Electronics Co., LTD, and Samsung Electronics America, Inc., alleging infringement of United States Patent Nos. 7,202,843 (“the ‘843 Patent”) and 7,420,550 (“the ‘550 Patent”);

WHEREAS, Surpass has filed a complaint (Case No. 14-337 LPS) against Samsung Display Co, LTD, Samsung Electronics Co., LTD, Samsung Electronics America, Inc., (collectively, “the Samsung Defendants”) and the Sony Defendants, alleging infringement of the ‘843 Patent;

WHEREAS, Surpass has filed a complaint (Case No. 14-336 LPS) against LG Display Co., LTD, LG Display America, Inc., LG Electronics Inc., LG Electronics U.S.A., Inc. (collectively, “LG”) and the Vizio Defendants, alleging infringement of the ‘843 Patent;

WHEREAS, on October 3, 2014, the Sharp Defendants filed petitions for *inter partes* review (“IPR”) of the ‘843 Patent and the ‘550 Patent before the Patent Trial and Appeal Board (“PTAB”) of the United States Patent and Trademark Office (“PTO”);

WHEREAS, pursuant to the PTAB Rules, decisions on whether to institute IPR proceedings with respect to the petitions for the ‘843 and ‘550 Patents must be rendered by the PTO no later than April 20, 2015 and April 16, 2015, respectively;

WHEREAS, the Parties have met and conferred and, subject to the Court’s approval, have agreed to the entry of a stay in the above Actions;

NOW THEREFORE, it is hereby stipulated that:

1. The Parties agree to the Court’s entry of a stay of Case Nos. 14-336 LPS, 14-337

LPS and 14-338 LPS, wherein each Action shall be stayed as long as all of the patents asserted in that Action are subject to: a pending request for IPR; or a pending IPR proceeding in which a final written determination has not issued. A proposed Order is submitted herewith.

2. The Parties agree that except as expressly provided herein, nothing herein impairs or diminishes any claim, right, remedy, or defense of any party.

Dated: November 20, 2014

/s/ Stamatios Stamoulis

Stamatios Stamoulis (#4606)
Richard C. Weinblatt (#5080)
STAMOULIS & WEINBLATT LLC
Two Fox Point Centre
6 Denny Road, Suite 307
Wilmington, ED 19809
(302) 999-1540
stamoulis@swdelaw.com
weinblatt@swdelaw.com

OF COUNSEL:

Hsiang "James" H. Lin
Kevin Jones
David V. Sack
Ken K. Fung
TECHKNOWLEDGE LAW GROUP LLP
100 Marine Parkway, Suite 200
Redwood Shores, CA 94065
jlin@tklp-llp.com
kjone@tklp-llp.com
dsack@tklp-llp.com
kfung@tklp-llp.com

*Attorneys for Plaintiff
Surpass Tech Innovation LLC*

/s/ Kenneth L. Dorsney

Kenneth L. Dorsney (#3726)
MORRIS JAMES LLP
500 Delaware Avenue, Suite 1500
Wilmington, DE 19801
(302) 888-6800
kdorsney@morrisjames.com

OF COUNSEL:

Anthony F. Lo Cicero
Brian A. Comack
Mark Berkowitz
AMSTER ROTHSTEIN & EBENSTEIN LLP
90 Park Avenue
New York, NY 10016
(212) 336-8000
alocicero@arelaw.com
bcomack@arelaw.com
mberkowitz@arelaw.com

*Attorneys for Defendants
Sharp Corporation, Sharp Electronics
Corporation and Sharp Electronics
Manufacturing Company of America, Inc.*

/s/ Michele S. Budicak

Adam W. Poff (# 3990)
Michele S. Budicak (# 4651)
YOUNG, CONAWAY, STARGATT &
TAYLOR LLP
Rodney Square
1000 North King Street
Wilmington, DE 19801
(302) 571-6600
apoff@ycst.com
mbudicak@ycst.com

OF COUNSEL:

Kevin B. Collins
Jeffrey H. Lerner
J. Scott St. John
Christopher P. Noval
Hankil D. Kang
COVINGTON & BURLING LLP
1201 Pennsylvania Avenue, N.W.
Washington, D.C. 20004-2401
(202) 662-5315
kcollins@cov.com
jlerner@cov.com
sstjohn@cov.com
cnofal@cov.com
hkang@cov.com

Robert T. Haslam
COVINGTON & BURLING LLP
333 Twin Dolphin Drive, Suite 700
Redwood Shores, CA 94065
(650) 632-4700
rhaslam@cov.com

*Attorneys for Defendant
Samsung Display Co, Ltd.*

/s/ Rodger D. Smith II

Rodger D. Smith II (#3778)
MORRIS, NICHOLS, ARSHT & TUNNELL
LLP
1201 North Market Street
Wilmington, DE 19899
(302) 658-9200
rsmith@mnat.com

OF COUNSEL:

Lewis V. Popovski
Michelle Carniaux
Aaron Zakem
KENYON & KENYON LLP
One Broadway
New York, New York 10004-1050
(212) 425-7200
lpopovski@kenyon.com
mcarniaux@kenyon.com
azakem@kenyon.com

*Attorneys for Defendants
Sony Corporation, Sony Electronics Inc. and
Sony Corporation of America*

/s/ Michele S. Budicak

Adam W. Poff (# 3990)
Michele S. Budicak (# 4651)
YOUNG, CONAWAY, STARGATT &
TAYLOR LLP
Rodney Square
1000 North King Street
Wilmington, DE 19801
(302) 571-6600
apoff@ycst.com
mbudicak@ycst.com

OF COUNSEL:

Kevin B. Collins
Jeffrey H. Lerner
J. Scott St. John
Christopher P. Noval
Hankil D. Kang
COVINGTON & BURLING LLP
1201 Pennsylvania Avenue, N.W.
Washington, D.C. 20004-2401
(202) 662-5315
kcollins@cov.com
jlerner@cov.com
sstjohn@cov.com
cnofal@cov.com
hkang@cov.com

Robert T. Haslam
COVINGTON & BURLING LLP
333 Twin Dolphin Drive, Suite 700
Redwood Shores, CA 94065
(650) 632-4700
rhaslam@cov.com

*Attorneys for Defendants
Samsung Electronics Co., Ltd. and
Samsung Electronics America, Inc.*

/s/ Benjamin J. Schladweiler

Benjamin J. Schladweiler (# 4601)
SEITZ ROSS ARONSTAM & MORITZ LLP
100 S. West Street, Suite 400
Wilmington, DE 19801
(302) 576-1600
bschladweiler@seitzross.com

OF COUNSEL:

Jamie B. Beaber
Kfir B. Levy
Tiffany A. Miller
William J. Barrow
MAYER BROWN LLP
1999 K Street, NW
Washington, DC 20006
(202) 263-3000
jbeaber@mayerbrown.com
klevy@mayerbrown.com
tmiller@mayerbrown.com
wbarrow@mayerbrown.com

*Attorneys for Defendants
LG Display, Co., Ltd. and
LG Display America, Inc.*

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