

**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

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