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February 6, 2017

**VIA ECF**

The Honorable Susan Illston  
United States District Court,  
Northern District of California  
San Francisco Courthouse  
Courtroom 1, 17th Floor  
450 Golden Gate Avenue  
San Francisco, CA 94102

Re: *Chrimar Systems, Inc. et al. v. Juniper Networks, Inc.*, N.D. Cal. Case No. 3:16-CV-00558 (SI); *Chrimar Systems, Inc. et al. v. Ruckus Wireless, Inc.*, N.D. Cal. Case No. 3:16-cv-00186 (SI), *Chrimar Systems, Inc. et al. v. NETGEAR, Inc.*, N.D. Cal. Case No. 3:16-cv-00624 (SI), and *Chrimar Systems, Inc. et al. v. Fortinet, Inc.*, N.D. Cal. Case No. 3:16-cv-00897 (SI)

Dear Judge Illston:

The parties write to provide a status report regarding the Patent Trial and Appeal Board's ("PTAB") institution of Juniper's four *inter partes* review ("IPR") petitions, and the status of all other IPR and reexamination proceedings involving the four Patents-in-Suit.<sup>1</sup>

On September 26, 2016, the Court granted Defendants' motion to stay the above referenced actions against Juniper, Ruckus Wireless, NETGEAR, and Fortinet until the PTAB reaches institution decisions with respect to four IPR Petitions filed by Juniper. Dkt. No. 79 (the "Stay Order"). In the Stay Order, the Court requested that the parties provide a status update regarding all IPR and reexamination proceedings within ten days of the PTAB's institution decisions on Juniper's IPRs, at which time the Court stated that it may either lift or continue the stay. *Id.* at 10. This letter provides that status update.

**1. Juniper IPRs**

On January 25, 2017, the PTAB issued its decision on the fourth pending Juniper Petition. Following that decision, *inter partes* review is now instituted for all four of Juniper's Petitions and on all asserted claims of the Patents-in-Suit. In addition, the PTAB instituted trial on *both* of the invalidity grounds presented in each of Juniper's IPR petitions.

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<sup>1</sup> U.S. Patent No. 8,155,012 (the "'012 patent"), U.S. Patent No. 8,942,107 (the "'107 patent"), U.S. Patent No. 8,902,760 (the "'760 patent") and U.S. Patent No. 9,019,838 (the "'838 patent") (collectively, "The Patents-in-Suit").

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Furthermore, Defendants Ruckus Wireless and NETGEAR have recently filed motions to join the four Juniper IPRs.

The following chart summarizes the status of the instituted Juniper IPRs.

<b>Patent</b>	<b>Petition, Date Filed</b>	<b>Status</b>
8,155,012	IPR2016-01389, filed July 8, 2016	<p>Instituted on January 25, 2017 as to all challenged claims and on both grounds presented. Oral argument is set for October 5, 2017.</p> <p>IPR2017-00790, filed January 27, 2017 by Ruckus Wireless, Inc., Brocade Communication Systems, Inc. and NETGEAR, Inc. to join this IPR.</p>
8,942,107	IPR2016-01391, filed July 8, 2016	<p>Instituted on December 22, 2016 as to all challenged claims and on both grounds presented. Oral argument is set for August 8, 2017.</p> <p>IPR2017-00718, filed January 18, 2017 by Ruckus Wireless, Inc., Brocade Communication Systems, Inc. and NETGEAR, Inc. to join this IPR.</p> <p>IPR2017-00752 filed January 23, 2017 by D-Link Systems, Inc. to join this IPR.</p>
8,902,760	IPR2016-01399, filed July 8, 2016	<p>Instituted on January 4, 2017 as to all challenged claims and on both grounds presented. Oral argument is set for August 8, 2017.</p> <p>IPR2017-00719, filed January 18, 2017 by Ruckus Wireless, Inc., Brocade Communication Systems, Inc. and NETGEAR, Inc. to join this IPR.</p>

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Patent	Petition, Date Filed	Status
9,019,838	IPR2016-01397, filed July 8, 2016	Instituted on January 4, 2017 as to all challenged claims and on both grounds presented. Oral argument is set for August 8, 2017.  IPR2017-00720, filed January 18, 2017 by Ruckus Wireless, Inc., Brocade Communication Systems, Inc. and NETGEAR, Inc. to join this IPR.

**2. Unrelated IPRs**

In addition to the Juniper IPRs, several defendants in co-pending suits brought by Chrimar in Texas also filed IPRs, which are unrelated to the Juniper IPRs. The status of those third-party IPRs is detailed below.

Patent	Petition, Date Filed, and Petitioner	Status
8,155,012	IPR2016-00983, filed April 29, 2016 by Dell, Inc.	Instituted on November 9, 2016. Joint motion to terminate pursuant to settlement filed on January 13, 2017.
	IPR2016-01425, filed July 13, 2016 by D-Link Systems, Inc.	Instituted on January 17, 2017 as to all asserted claims on all grounds raised. Oral argument set for August 22, 2017.
8,942,107	IPR2016-00569, filed February 12, 2016 by AMX LLC and Dell, Inc.	This IPR was terminated on January 20, 2017 pursuant to joint motions to terminate following settlement.
	IPR2016-01757, filed September 8, 2016 by Aerohive Networks, Inc. to join IPR2016-00569	The institution of this IPR was denied as untimely.

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Patent	Petition, Date Filed, and Petitioner	Status
8,902,760	IPR2016-00574, filed February 29, 2016 by AMX LLC and Dell, Inc.	This IPR was terminated on January 20, 2017 pursuant to joint motions to terminate following settlement.
	IPR2016-01759, filed September 8, 2016 by Aerohive Networks, Inc. to join IPR2016-00574	The institution of this IPR was denied as untimely.
9,019,838	IPR2016-00573, filed March 3, 2016 by AMX LLC	This IPR was terminated on November 9, 2016 pursuant to a joint motion to terminate following settlement.
	IPR2016-01151, filed June 3, 2016 by Dell, Inc.	This IPR was terminated on January 20, 2017 pursuant to a joint motion to terminate following settlement.
	IPR2016-01426, filed July 13, 2016 by D-Link Systems, Inc.	Institution denied on January 12, 2017.
	IPR2016-01758, filed September 8, 2016 by Aerohive Networks, Inc. to join IPR2016-00573	The institution of this IPR was denied as untimely.

### 3. *Ex Parte* Reexamination

Additionally, there remain pending *ex parte* reexaminations on two of the four Patents-In-Suit. First, U.S. Patent No. 8,155,012 is subject to an *ex parte* reexamination, control number 90/013,740 filed on April 27, 2016. The USPTO granted the request for reexamination on June 21, 2016. All claims (1-148) are subject to *ex parte* reexamination, and all claims currently stand rejected.

Second, U.S. Patent No. 8,902,760 is subject to an *ex parte* reexamination, control number 90/013,802 filed on August 29, 2016. The USPTO granted the request for

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reexamination on June 21, 2016. All claims (1-219) are subject to *ex parte* reexamination, and all claims currently stand rejected.

Dated: February 6, 2017

Respectfully submitted,

By: /s/ Talin Gordnia  
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