

From: [Trials](#)
To: [Mark.Lezama](#); [Trials](#)
Cc: [Lesovitz, Jeffrey](#); [Guest-TekIPR](#); [Doug.Muehlhauser](#); [BoxNomadix](#)
Subject: RE: IPR2019-00211, IPR2019-00253 - Joint motion to terminate; permanent injunction
Date: Monday, May 4, 2020 5:07:06 PM

Counsel,

The parties are authorized to file a joint motion to terminate. The parties must also file any agreements required under 35 U.S.C. § 317(b), or, if there are no such agreements, the parties should represent that in the motion.

Regards,

Andrew Kellogg,
Supervisory Paralegal
Patent Trial and Appeal Board
USPTO
andrew.kellogg@uspto.gov
(571)272-7822

From: Mark.Lezama <Mark.Lezama@knobbe.com>
Sent: Saturday, May 2, 2020 6:09 PM
To: Trials <Trials@USPTO.GOV>
Cc: Lesovitz, Jeffrey <JLesovitz@bakerlaw.com>; Guest-TekIPR <Guest-TekIPR@bakerlaw.com>; Doug.Muehlhauser <Doug.Muehlhauser@knobbe.com>; BoxNomadix <BoxNomadix@knobbe.com>
Subject: RE: IPR2019-00211, IPR2019-00253 - Joint motion to terminate; permanent injunction

To the Board:

I write on behalf of both Petitioner and Patent Owner in cases IPR2019-00211 and IPR2019-00253. The Ninth Circuit has lifted the temporary stay of the District Court's permanent injunction, and the injunction is thus restored. The parties therefore jointly request authorization to file motions to terminate these two IPR proceedings.

If the Board believes a conference call is necessary, any time on Tuesday, May 5, or Wednesday, May 6, would work.

Sincerely,

Mark Lezama
Partner
mark.lezama@knobbe.com
949-721-5362 Direct

Knobbe Martens

2040 Main St., 14th Fl.
Irvine, CA 92614
www.knobbe.com/mark-lezama

IPR2019-00211
IPR2019-00253

From: Lesovitz, Jeffrey <JLesovitz@bakerlaw.com>
Sent: Friday, May 1, 2020 3:16 PM
To: Mark.Lezama <Mark.Lezama@knobbe.com>; Trials <Trials@USPTO.GOV>
Cc: Guest-TekIPR <Guest-TekIPR@bakerlaw.com>; Doug.Muehlhauser <Doug.Muehlhauser@knobbe.com>; BoxNomadix <BoxNomadix@knobbe.com>
Subject: RE: IPR2019-00211, IPR2019-00253 - Joint motion to terminate; permanent injunction

Dear Board,

In further effort to keep the Board apprised of the status of the injunction, attached is an Order from the Ninth Circuit, denying Petitioner's emergency motion to stay the district court's permanent injunction and granting Patent Owner's emergency motion to lift the stay of the permanent injunction. In addition, attached is a Notice of Appeal of the permanent injunction, which Guest-Tek previously filed, instituting an appeal of the permanent injunction, which is still pending.

Sincerely,
Jeff Lesovitz
Counsel for Petitioner

From: Mark.Lezama <Mark.Lezama@knobbe.com>
Sent: Friday, May 1, 2020 1:08 AM
To: Trials <Trials@USPTO.GOV>
Cc: Lesovitz, Jeffrey <JLesovitz@bakerlaw.com>; Guest-TekIPR <Guest-TekIPR@bakerlaw.com>; Doug.Muehlhauser <Doug.Muehlhauser@knobbe.com>; BoxNomadix <BoxNomadix@knobbe.com>
Subject: RE: IPR2019-00211, IPR2019-00253 - Joint motion to terminate; permanent injunction

IPR2019-00211, IPR2019-00253

To the Board:

In an effort to keep the Board apprised of the status of Patent Owner Nomadix's permanent injunction against Petitioner in the federal courts, Patent Owner attaches an order from the Ninth Circuit setting the briefing schedules for Patent Owner's emergency motion to lift the district court's temporary stay and Petitioner's emergency motion for a stay pending appeal.

Sincerely,

Mark Lezama

Partner
mark.lezama@knobbe.com
949-721-5362 Direct

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From: Trials <Trials@USPTO.GOV>
Sent: Tuesday, April 28, 2020 7:10 AM
To: Lesovitz, Jeffrey <JLesovitz@bakerlaw.com>; Trials <Trials@USPTO.GOV>
Cc: Guest-TekIPR <Guest-TekIPR@bakerlaw.com>; Doug.Muehlhauser <Doug.Muehlhauser@knobbe.com>; BoxNomadix <BoxNomadix@knobbe.com>; Mark.Lezama <Mark.Lezama@knobbe.com>
Subject: RE: IPR2019-00211, IPR2019-00253 - Joint motion to terminate; permanent injunction

Counsel,

The Board's earlier authorization is withdrawn in light of the District Court's stay.

Regards,

Andrew Kellogg,
Supervisory Paralegal
Patent Trial and Appeal Board
USPTO
andrew.kellogg@uspto.gov
(571)272-7822

From: Lesovitz, Jeffrey <JLesovitz@bakerlaw.com>
Sent: Monday, April 27, 2020 10:24 AM
To: Trials <Trials@USPTO.GOV>
Cc: Guest-TekIPR <Guest-TekIPR@bakerlaw.com>; Doug.Muehlhauser@knobbe.com; BoxNomadix <BoxNomadix@knobbe.com>; Mark.Lezama <Mark.Lezama@knobbe.com>
Subject: RE: IPR2019-00211, IPR2019-00253 - Joint motion to terminate; permanent injunction

Dear Mr. Kellogg,

Pursuant to my email on Friday, April 24 at 9:38 pm (copied below), Petitioner withdrew its request for authorization to file a joint motion to terminate the IPRs. I apologize for any confusion.

Sincerely,
Jeff Lesovitz

From: Trials <Trials@USPTO.GOV>
Sent: Monday, April 27, 2020 9:56 AM
To: Lesovitz, Jeffrey <JLesovitz@bakerlaw.com>; Trials <Trials@USPTO.GOV>
Cc: Guest-TekIPR <Guest-TekIPR@bakerlaw.com>; Doug.Muehlhauser@knobbe.com; BoxNomadix <BoxNomadix@knobbe.com>; Mark.Lezama <Mark.Lezama@knobbe.com>
Subject: RE: IPR2019-00211, IPR2019-00253 - Joint motion to terminate; permanent injunction

Counsel,

The parties are authorized to file a joint motion to terminate. The parties must also file any agreements required under 35 U.S.C. § 317(b), or, if there are no such agreements, the parties should represent that in the motion.

Regards,

Andrew Kellogg,
Supervisory Paralegal
Patent Trial and Appeal Board
USPTO
andrew.kellogg@uspto.gov
(571)272-7822

From: Lesovitz, Jeffrey <JLesovitz@bakerlaw.com>
Sent: Friday, April 24, 2020 9:38 PM
To: Trials <Trials@USPTO.GOV>
Cc: Guest-TekIPR <Guest-TekIPR@bakerlaw.com>; Doug.Muehlhauser@knobbe.com; BoxNomadix <BoxNomadix@knobbe.com>; Mark.Lezama <Mark.Lezama@knobbe.com>
Subject: RE: IPR2019-00211, IPR2019-00253 - Joint motion to terminate; permanent injunction

Dear Board,

Further to Mr. Lezama's below emails, attached is an Order issued this evening from the district court granting Petitioner's application to stay, and staying, the judgment and order granting injunctive relief in Case No. CV19-04980 in the United States District Court for the Central District of California. In view of this Order, Petitioner hereby withdraws its request for authorization to move to terminate IPR2019-00211 and IPR2019-00253.

Sincerely,

Jeff Lesovitz
Counsel for Petitioner

From: Mark.Lezama <Mark.Lezama@knobbe.com>
Sent: Friday, April 24, 2020 5:22 PM
To: Trials <Trials@USPTO.GOV>
Cc: Lesovitz, Jeffrey <JLesovitz@bakerlaw.com>; Guest-TekIPR <Guest-TekIPR@bakerlaw.com>; Doug.Muehlhauser <Doug.Muehlhauser@knobbe.com>; BoxNomadix <BoxNomadix@knobbe.com>
Subject: RE: IPR2019-00211, IPR2019-00253 - Joint motion to terminate; permanent injunction

To the Board,

Following up on the e-mail below regarding the parties' joint request for authorization to move to terminate IPR2019-00211 and IPR2019-00253, Patent Owner is attaching for the Board's convenience a copy of the judgment and accompanying order granting permanent injunctive relief in

Case No. CV19-04980 in the United States District Court for the Central District of California.

Sincerely,

Mark Lezama

Partner

mark.lezama@knobbe.com

949-721-5362 Direct

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2040 Main St., 14th Fl.

Irvine, CA 92614

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From: Mark.Lezama <Mark.Lezama@knobbe.com>

Sent: Friday, April 24, 2020 1:49 PM

To: Trials <Trials@USPTO.GOV>

Cc: Lesovitz, Jeffrey <JLesovitz@bakerlaw.com>; Guest-TekIPR <Guest-TekIPR@bakerlaw.com>;
Doug.Muehlhauser <Doug.Muehlhauser@knobbe.com>; BoxNomadix <BoxNomadix@knobbe.com>

Subject: RE: IPR2019-00211, IPR2019-00253 - Joint motion to terminate; permanent injunction

To the Board:

Petitioner and Patent Owner have conferred regarding the district court's April 22nd Order, submitted in my email of yesterday, requiring the parties to jointly request authorization to file a motion to terminate IPR2019-00211 and IPR2019-00253 by today. As required by the district court, the parties hereby jointly request authorization to file a motion to terminate the IPR proceedings.

If the Board would like to schedule a conference call with the parties to discuss this request, the parties are available this afternoon, Monday from 1-3pm Eastern, or Tuesday from 2-4pm Eastern.

Sincerely,

Mark Lezama

Partner

mark.lezama@knobbe.com

949-721-5362 Direct

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2040 Main St., 14th Fl.

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From: Lesovitz, Jeffrey <JLesovitz@bakerlaw.com>

Sent: Friday, April 24, 2020 9:25 AM

To: Mark.Lezama <Mark.Lezama@knobbe.com>; Trials <Trials@USPTO.GOV>

Cc: Guest-TekIPR <Guest-TekIPR@bakerlaw.com>; Doug.Muehlhauser
<Doug.Muehlhauser@knobbe.com>; BoxNomadix <BoxNomadix@knobbe.com>

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