

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG DISPLAY CO., LTD., DELL, INC., and APPLE INC.,
Petitioners,

v.

SOLAS OLED, LTD.,
Patent Owner.

Case No. IPR2020-00140¹
U.S. Patent No. 6,072,450

**JOINT MOTION TO TERMINATE IPR WITH
RESPECT TO PETITIONERS DELL AND APPLE**

¹ Apple Inc., who filed a petition in IPR2020-01059, has been joined as a petitioner in this proceeding.

Patent Owner Solas OLED Ltd., and Petitioners Dell, Inc. and Apple Inc. respectively, have each reached a settlement. Pursuant to 35 U.S.C. § 317(a) and 37 C.F.R. §§ 42.72 and 42.74, these parties jointly request termination of the inter partes review of U.S. Patent No. 6,072,450 (“Patent-at-Issue”), Case IPR2020-00140, with respect to Petitioners Dell and Apple. Apple filed a joinder petition in IPR2020-01059 and was joined as a petitioner in this IPR. Accordingly, Solas, Dell, and Apple jointly request termination of:

- IPR2020-00140 with respect to Petitioners Dell and Apple; and
- IPR2020-01059 in its entirety

The Board authorized Solas, Dell, and Apple to file this joint motion to terminate by e-mail on January 29, 2021 and February 12, 2021.

As required under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(b), a true copy of the agreements that resolve the disputes in the above-captioned IPRs relating to the Patent-at-Issue are filed herewith as confidential exhibits. Solas and Dell hereby certify that there are no other agreements (or collateral agreements) between those parties made in connection with, or in contemplation of, the termination sought as to Dell. Likewise, Solas and Apple hereby certify that there are no other agreements (or collateral agreements) between those parties made in connection with, or in contemplation of, the termination sought as to Apple.

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), Solas, Dell, and Apple are concurrently filing a Joint Request to File Agreement as Business Confidential Information, which asks the Board to treat the Agreements as business confidential information, and to keep them separate from the files of this proceeding and the files of the Patent-at-Issue.

I. Statement of Precise Relief Requested

Solas, Dell, and Apple jointly request that the Board: (1) terminate IPR2020-00140 with respect to Petitioners Dell and Apple; and (2) terminate IPR2020-01059 in its entirety.

II. Reasons Why Termination Is Appropriate

Termination of this IPR2020-00140 with respect to Dell and Apple is proper. The Board has not decided the merits of this proceeding, and Dell and Apple do not intend to further participate in this IPR. In these circumstances, the Board should terminate an IPR with respect “any petitioner” upon the joint request of that petitioner and patent owner. *See* 35 U.S.C. § 317(a). After Dell and Apple are terminated, this IPR may continue with Samsung Display Co., Ltd. as the sole Petitioner.

Likewise, termination of IPR2020-01059 in its entirety is appropriate. Apple is the only Petitioner in IPR2020-01059, which was joined into this IPR after Apple’s joinder petition was instituted. Apple no longer intends to participate in this

IPR, so IPR2020-001059 should be terminated.

The lawsuits between Solas and Dell; and Solas and Apple involving the Patent-at-Issue have been dismissed.

III. No Further Participation By Petitioners Dell and Apple

Dell and Apple will not be participating further in this proceeding.

IV. Conclusion

Solas, Dell, and Apple have settled the disputes in the above-captioned *inter partes* review relating to the Patent-at-Issue. This Board has not decided the merits or entered a final written decision in this proceeding. Accordingly, Solas, Dell, and Apple request that the Board (1) terminate IPR2020-00140 with respect to Petitioners Dell and Apple; and (2) terminate IPR2020-01059 in its entirety.

Respectfully submitted,

Date: March 3, 2021

/Neil Rubin/

Neil Rubin (Reg. No. 67,030)
RUSS AUGUST & KABAT
12424 Wilshire Blvd., 12th Fl.
Los Angeles, CA 90025
Phone: (310) 826-7474
nrubin@raklaw.com

Counsel for Patent Owner

Case No. IPR2020-00140

U.S. Patent 6,072,450

/David A. Garr/

David A. Garr (Reg. No. 74,932)
COVINGTON & BURLING LLP
One CityCenter, 850 Tenth Street, NW
Washington, DC 20001

Peter P. Chen
Registration No. 39,631
COVINGTON & BURLING LLP
3000 El Camino Real
5 Palo Alto Square, 10th Floor
Palo Alto, CA 94306

Counsel for Petitioner Dell

/Adam P. Seitz/

Adam P. Seitz (Reg. No. 52,206)
ERISE IP, P.A.
7015 College Blvd., Ste. 700
Overland Park, Kansas 66211
Phone: (913) 777-5600
Adam.Seitz@eriseip.com

Counsel for Petitioner Apple

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