

February 11, 2021

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VIA E-MAIL

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Re: GUI Global Products, Ltd D/B/A Gwee v. Apple Inc., Civil Action No. 4:20-cv-02652 (S.D. Tex.)

Dear Counsel:

We write regarding a petition for *inter partes* review (IPR) being filed with the Patent Trial and Appeal Board (PTAB) to address claims of U.S. Patent No. 10,259,020. The table below lists grounds asserted by Apple Inc. (“Apple”) in an IPR petition challenging claims of this patent, along with the implicated claims against which the grounds are asserted. We write to inform you that Apple hereby stipulates that in the event the PTAB institutes an *inter partes* review including the grounds listed in the table against the corresponding claims listed in the table for those grounds (“Instituted Grounds”), Apple will not assert the Instituted Grounds against the corresponding claims listed in the table for those grounds in the above-captioned litigation (4:20-cv-02652).

Patent No.	Proceeding No.	Claims	Ground
10,259,020	IPR2021-00470	1-3, 5-7, 10, 16, 19	Obvious (§ 103) over Bohbot in view of Gundlach
10,259,020	IPR2021-00470	2	Obvious (§ 103) over Bohbot in view of Gundlach and Nishikawa
10,259,020	IPR2021-00470	4, 18, 19	Obvious (§ 103) over Bohbot in view of Gundlach and Li
10,259,020	IPR2021-00470	8, 9	Obvious (§ 103) over Bohbot in view of Gundlach and Stevinson
10,259,020	IPR2021-00470	10	Obvious (§ 103) over Bohbot in view of Gundlach and Rosener

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Patent No.	Proceeding No.	Claims	Ground
10,259,020	IPR2021-00470	17	Obvious (§ 103) over Bohbot in view of Gundlach, Stevinson, and Iio
10,259,020	IPR2021-00470	1-3, 5-7, 10, 16, 19	Obvious (§ 103) over Bohbot in view of Gundlach and Diebel
10,259,020	IPR2021-00470	2	Obvious (§ 103) over Bohbot in view of Gundlach, Diebel, and Nishikawa
10,259,020	IPR2021-00470	4, 18, 19	Obvious (§ 103) over Bohbot in view of Gundlach, Diebel, and Li
10,259,020	IPR2021-00470	8, 9	Obvious (§ 103) over Bohbot in view of Gundlach, Diebel, and Stevinson
10,259,020	IPR2021-00470	10	Obvious (§ 103) over Bohbot in view of Gundlach, Diebel, and Rosener
10,259,020	IPR2021-00470	17	Obvious (§ 103) over Bohbot in view of Gundlach, Diebel, Stevinson, and Iio

In so stipulating, Apple seeks to avoid multiple proceedings addressing the validity of these claims based on the Instituted Grounds. Rather, through this stipulation, Apple expresses its intention to have only the PTAB address the Instituted Grounds of invalidity of these claims. But, for the sake of clarity and to avoid any doubt, if the PTAB declines to institute any of the grounds identified herein, Apple reserves the right to assert such grounds in the above-captioned litigation (4:20-cv-02652). Additionally, even in the event of institution, Apple reserves its rights to continue to assert all grounds other than the Instituted Grounds.

Sincerely,



Benjamin C. Elacqua
Fish & Richardson P.C.

cc: Counsel of record

Appendix – Prior Art References Used in the Listed Grounds

Reference Name	Details
Bohbot	French Patent Publication No. FR2912858 to Bohbot
Gundlach	U.S. Patent Application Publication No. 2008/0132293 to Gundlach, et al.
Li	Chinese Patent Publication No. CN201114710Y to Li et al.
Nishikawa	U.S. Patent Application Publication No. 2007/0145255 to Nishikawa, et al.
Rosener	U.S. Patent Application Publication No. 2008/0076489 to Rosener, et al.
Stevinson	U.S. Patent Application Publication No. 2011/0317865 to Stevenson
Iio	U.S. Patent Application Publication No. 2011/0218502 to Iio et al.
Diebel	U.S. Patent Application Publication No. 2010/0124040 to Diebel et al.