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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 today 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 based on the petition being filed today in IPR2021-01289 and 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	IPR2021-01289	1-9, 11-15, 19	Obvious (§ 103) over Kim
10,259,020	IPR2021-01289	10	Obvious (§ 103) over Kim in view of Koh
10,259,020	IPR2021-01289	16-17	Obvious (§ 103) over Kim in view of Lee
10,259,020	IPR2021-01289	18	Obvious (§ 103) over Kim in view of Jiang

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

based on the petition being filed today in IPR2021-01289, 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
Kim	U.S. Patent Application Publication 2010/0227642
Koh	Korean Patent Publication 10-2008-0093178
Lee	U.S. Patent Application Publication 2010/0298032
Jiang	U.S. Patent 5,946,121