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From: Trials <Trials@USPTO.GOV>
Sent: Friday, May 27, 2022 9:00 AM
To: Jon Wright; Trials
Cc: Dohm Chankong; Lestin Kenton; Canavera, Kyle Ryan (SDO); Riedinger, Jerry A. (SEA); David Gosse; Ancora-IPR@fitcheven.com; Melanie Fasano; Nicholas Peters; PTAB Account
Subject: RE: Motion for Additional Discovery in IPR2021-01406 and IPR2021-01338

Counsel: Petitioner for each identified proceeding is authorized to file, within 5 business days, a motion for additional discovery, as described below in Petitioners' email, for "unproduced licenses referenced in Patent Owner's Responses and in Exhibit 2030." Each motion for additional discovery is limited to 10 pages.

Thank you,

Maria King
Deputy Chief Clerk for Trials
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
703-756-1288

From: Jon Wright <JWRIGHT@sternekessler.com>
Sent: Friday, May 27, 2022 10:13 AM
To: Trials <Trials@USPTO.GOV>
Cc: Jon Wright <JWRIGHT@sternekessler.com>; Dohm Chankong <DCHANKONG@sternekessler.com>; Lestin Kenton <LKENTON@sternekessler.com>; Canavera, Kyle Ryan (SDO) <KCanavera@perkinscoie.com>; Riedinger, Jerry A. (SEA) <JRiedinger@perkinscoie.com>; David Gosse <DGosse@fitcheven.com>; Ancora-IPR@fitcheven.com; Melanie Fasano <MFasano@fitcheven.com>; Nicholas Peters <ntpete@fitcheven.com>; PTAB Account <PTAB@sternekessler.com>
Subject: RE: Motion for Additional Discovery in IPR2021-01406 and IPR2021-01338

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Re: USPN 6,411,941 // IPR2021-01406 (Roku/Vizio v. Ancora) // IPR2021-01338 (Nintendo v Ancora) before APJs Dang, Chang, and Cherry

Honorable Board,

Petitioners Roku/Vizio and Petitioner Nintendo seek authorization to file a motion for additional discovery in each of their respective IPRs against Patent Owner Ancora's 941 patent. Though the proceedings are separate, Petitioners make this identical request jointly for efficiency and consistency.

Specifically, Petitioners in each proceeding are seeking discovery of unproduced licenses referenced in Patent Owner Ancora's Responses and in Exhibit 2030. See e.g., IPR2021-01406, POR [Confidential] at pp. 69, 70; EX2030 [Confidential], ¶ 7. Based on the public record, moreover, it appears as if Ancora has reached settlement agreements with at least TCL, Sony, and Motorola/Lenovo that have not been produced in these proceedings.

Petitioners and Patent Owner have met and conferred. Patent Owner Ancora will **not oppose** a motion for additional discovery. The motion is needed because Patent Owner Ancora has represented that confidentiality provisions of certain license agreements prevent it from producing them absent an order from an official tribunal. The Board's grant of a motion for additional discovery would resolve Patent Owner Ancora's apparent production hurdle.

The proposed Protective Order that Ancora filed with its PORs in each proceeding, if entered by the Board, would cover any produced confidential license agreements, and the parties therefore ask that it be entered.

The parties are available for a conference call should one be deemed necessary.

Best regards,
Jon Wright
Lead Counsel for Roku/VIZIO



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