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**Subject:** FW: IPR2022-00199, -00200, -00223 -- Patent Owner Request for Authorization to file Motion to Submit Supplemental Information

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**To:** Trials <[Trials@USPTO.GOV](mailto:Trials@USPTO.GOV)>

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To the Honorable Board,

Patent Owner respectfully requests authorization from the Board to promptly file a motion to submit supplemental information under 37 CFR § 42.123(c) in IPR2022-00199, IPR2022-00200, and IPR2022-00223. The supplemental information that Patent Owner seeks to submit is portions of Petitioner’s “Final Invalidity Contentions,” which Petitioner recently served in the related district court case after Patent Owner filed its preliminary responses to the petitions. Patent Owner believes that information in the Final Invalidity Contentions, which shows that the invalidity grounds raised in each petition are also raised in the district court case, are relevant to the *Fintiv* factors addressed in Patent Owner’s Preliminary Responses.

Accordingly, Patent Owner requests a conference with the Board to seek authorization to file a motion to submit Petitioner’s Final Invalidity Contentions as supplemental information under § 42.123(c). The parties met and conferred regarding this issue. Petitioner has no objection to the submission of the Final Invalidity Contentions as an exhibit, but opposes Patent Owner’s request for authorization to file a motion to submit them under 37 CFR § 42.123(c).

Counsel for the parties are available for a conference on March 28 at 4:00pm EST and March 29 between 12:00 PM and 1:00pm EST. Counsel for Petitioner are copied on this communication.

Respectfully,  
Jennifer Kurcz

**Counsel for Patent Owner**

cc: Counsel for Petitioner

**Jennifer M. Kurcz**  
Partner

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