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Cc: [HID-IPRs](#); [Devkar, Andrew V.](#); [Bregman, Dion M.](#); [Coyle, Steve](#); [Geiger, Nicholas](#)
Subject: IPR2022-01006, IPR2022-01045, IPR2022-01089, IPR2022-01093, IPR2022-01094 - ASSA ABLOY AB et al. v. CPC Patent Technologies PTY Ltd.
Date: Tuesday, October 18, 2022 7:23:36 AM

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Your Honors,

The parties respectfully submit this joint email to inform the Board of an agreement the parties have reached regarding additional discovery and, with the Board's permission, additional briefing regarding the real part-in-interest and privity issues raised in Patent Owner's preliminary responses filed in IPR2022-01006, IPR2022-01045 and IPR2022-01089 (Patent Owner expects to raise substantially similar real party in interest and privity issues in its upcoming preliminary responses in IPR2022-01093 and IPR2022-01094, due November 4, 2022).

Additional Discovery

Petitioner has agreed to respond to a limited set of discovery requests, which comprise one request for document production and five interrogatories. The requested documents consist of several written agreements between Apple, Inc. ("Apple") and one or more of the Petitioners. Petitioners are endeavoring to produce the requested documents as soon as possible but must first obtain Apple's consent to do so, and first require the entry of a Protective Order in these proceedings. Therefore, the precise timing of the document production is somewhat uncertain but Petitioners are hopeful that it will occur within two weeks. Petitioners will serve answers to the interrogatories by October 28. (While the parties have agreed to the limited discovery, Patent Owner does not waive its right to seek further discovery based on the content of the documents to be produced.)

Proposed Additional Briefing

The parties jointly submit the following proposal for the Board's consideration:

- Within 14 days after service of the responsive documents, Patent Owner will file a supplement to its Preliminary Response of up to 10 pages. The subject matter of the proposed supplement will be limited to the significance of the additional discovery to the real party-in-interest and privity issues and will be equally applicable in each of the IPRs.
- Petitioners will then have 14 days to file a Reply to the Preliminary Response and supplement of up to 25 pages. If Petitioners are unable to obtain authorization to produce the agreements by November 6 (30 days before the first decision on institution is due), Petitioners would be authorized to file a Reply to the Preliminary Response of up to 20 pages.
- Patent Owner will then have 7 days to file a sur-reply of up to 7 pages.

If the Board would like to hold a telephone conference with the parties, counsel for both parties are available at the following times (all times EST): Wed., Oct. 19 within 9-11 am; Fri., Oct. 21 within 9-10

am; Tue., Oct. 25 within 11am-2pm; Wed., Oct. 26 within noon-4pm; and Thu., Oct. 27 within 1-5pm.

Finally, the parties request authorization to file a joint motion for a Protective Order.

Thank you for your consideration,

Jointly from counsel for Petitioners and Patent Owner.

Email sent by:

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