

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CISCO SYSTEMS, INC., MICROSOFT CORPORATION,
AMAZON.COM, INC., AMAZON WEB SERVICES, INC., and
AMAZON.COM SERVICES, LLC,

Petitioners,

v.

LS CLOUD STORAGE TECHNOLOGIES, LLC,

Patent Owner.

IPR2023-00120, IPR-2023-00733
U.S. PATENT NO. 10,154,092

JOINT MOTION TO TERMINATE PROCEEDINGS
AS TO CISCO SYSTEMS, INC.

LIST OF NEWLY FILED EXHIBITS

The following exhibits are being filed with this Joint Motion To Terminate Proceeding:

<u>Exhibit Number</u>	<u>Description</u>
2003	Agreed Stipulation of Dismissal With Prejudice (LS Cloud and Cisco)
2004	Report on the Filing or Determination of an Action Regarding a Patent or Trademark (LS Cloud and Cisco)

I. STATEMENT OF RELIEF REQUESTED

Petitioner Cisco Systems, Inc. and Patent Owner LS Cloud Storage Technologies, LLC (“Patent Owner”) (collectively, the “Terminating Parties”) have agreed to dismiss all claims between them relating to U.S. Patent No. 10,154,092 in the underlying district court proceeding (*LS Cloud Storage Tech., LLC v. Cisco Systems, Inc.*, Case No. 6:22-cv-00845-ADA (W.D. Tex.)). Pursuant to 35 U.S.C. § 317, 37 C.F.R. §§ 42.72 and 42.74, and authorization provided by the Board on December 6, 2023, the Terminating Parties jointly move for termination of these *inter partes* review proceedings (IPR2023-00120, IPR2023-00733) (the “Proceedings”) between them, without prejudice to either Party.

The Parties are concurrently filing a true copy of the Parties' Agreed Stipulation of Dismissal of Defendant with Prejudice (Ex. 2003) and Report on the Filing or Determination of an Action Regarding a Patent or Trademark (Ex. 2004) filed in the district court proceeding. There are no other agreements, oral or written, between the parties made in connection with, or in contemplation of, the termination of the proceedings.

II. JOINT MOTION FOR TERMINATION

Good cause exists to terminate the Proceedings as to Patent Owner and Microsoft because the Terminating Parties have dismissed their claims with prejudice in the district court proceeding regarding U.S. Patent No. 10,154,092 and the Terminating Parties have not completed briefing according to the Scheduling Order (Paper 8). As such, no final written decision on the merits have been entered in the Proceedings. Should this joint motion to terminate be denied, Cisco would not continue to participate in the Proceedings. Termination of these *inter partes* reviews between Cisco and Patent Owner is therefore proper under 35 U.S.C. § 317 and 37 C.F.R. § 42.74 and would serve the interests of judicial economy as well as the mutual interest of the Parties.

As stated in 35 U.S.C. § 317(a) and 37 C.F.R. § 42.73(d), because Patent Owner and Cisco jointly request this termination, no estoppel under 35 U.S.C. § 315(e) shall attach to Petitioner Cisco.

IV. CONCLUSION

For the reasons stated herein, Cisco and Patent Owner jointly request termination of IPR2023-00120 and IPR2023-00733 as they relate to Cisco.

Date: December 7, 2023

Respectfully submitted,

/s/ Brian E. Ferguson

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CERTIFICATE OF SERVICE

I hereby certify that on December 7, 2023, I caused a true and correct copy of the foregoing to be served on the following counsel for Petitioner by electronic mail to the following email addresses:

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