

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARDS

MICRON TECHNOLOGY, INC., MICRON SEMICONDUCTOR PRODUCTS,
INC., and MICRON TECHNOLOGY TEXAS LLC

Petitioners,

v.

NETLIST, INC.,

Patent Owner.

Case No. IPR2023-00406
U.S. Patent No. 11,016,918

**PETITIONERS' MOTION FOR JOINDER
UNDER 35 U.S.C. §315(c) AND 37 CFR § 42.122(b)**

TABLE OF CONTENTS

	Page
I. INTRODUCTION	1
II. BACKGROUND AND RELATED PROCEEDINGS	2
A. Related District Court Litigation.....	2
B. Related IPR Proceedings	2
III. ARGUMENTS	3
A. Micron’s Motion for Joinder Is Timely	3
B. Joinder Is Warranted under <i>Kyocera</i>	4
1. Factor 1: Joinder is appropriate.....	4
2. Factor 2: Micron’s petition proposes no new grounds for unpatentability.....	5
3. Factor 3: Joinder will not unduly burden or negatively impact the Samsung IPR trial schedule	5
4. Factor 4: Procedures to simplify briefing and discovery.....	7
IV. CONCLUSION.....	9

TABLE OF AUTHORITIES

Page(s)

Cases

<i>Apple Inc. v. INVT SPE LLC</i> , IPR2019-00958, Paper 9 (PTAB May 30, 2019)	6, 8
<i>AT&T Servs., Inc. v. Convergent Media Solutions, LLC</i> , IPR2017-01235, Paper 11 (PTAB May 9, 2017)	8
<i>BlackBerry Corp. v. Uniloc 2017 LLC</i> , IPR2019-01283, Paper 10 (PTAB Nov. 5, 2019).....	5
<i>Celltrion, Inc. v. Genentech, Inc.</i> , IPR2018-01019, Paper 11 (PTAB Oct. 30, 2018).....	7
<i>Ericsson Inc. v. Uniloc 2017 LLC</i> , IPR2020-00376, Paper 16 (PTAB May 22, 2020)	8
<i>Everlight Electronics Co., Ltd.</i> , IPR2018-01260, Paper 12 (PTAB Nov. 14, 2018).....	7
<i>Intel Corp. v. Alacritech, Inc.</i> , IPR2018-01352, Paper 11 (PTAB Jan. 8, 2019)	6, 9
<i>Kyocera Corp. v. Softview LLC</i> , IPR2013-00004, Paper 15 (PTAB Apr. 24, 2013)	4
<i>Lear, Inc. v. Adkins</i> , 395 U.S. 653 (1969).....	5
<i>Pfizer Inc. v. Sanofi-Aventis Deutschland GmbH</i> , IPR2019-00980, Paper 12 (PTAB Aug. 15, 2019).....	7
<i>Samsung Elecs., Co. v. Raytheon Co.</i> , IPR2016-00962, Paper 12 (PTAB Aug. 24, 2016).....	3
<i>Samsung Electronics Co. Ltd. v. Netlist, Inc.</i> IPR2022-00711, Paper 15 (PTAB Oct. 21, 2022).....	2

Sony Corp. v. Memory Integrity, LLC,
IPR2015-01353, Paper 11 (PTAB Oct. 15, 2015).....6, 9

Statutes

35 U.S.C. § 315(b)3

35 U.S.C. § 315(c)1, 3

Other Authorities

37 C.F.R. § 42.6(e).....1

37 C.F.R. § 42.105(a).....1

37 C.F.R. § 42.122(b)1, 3

I. INTRODUCTION

Petitioners Micron Technology, Inc.; Micron Semiconductor Products, Inc.; and Micron Technology Texas LLC (collectively “Micron”), respectfully submit this Motion for Joinder (“Motion”) together with a Petition (“Micron Petition”) for *Inter Partes* Review of U.S. Patent No. 11,016,918 (“’918 Patent”). The Board instituted *inter partes* review of claims 1-30 of the ’918 Patent in *Samsung Electronics Co., Ltd. v. Netlist, Inc.*, IPR2022-00996 (“Samsung IPR”) on December 7, 2022. Pursuant to 35 U.S.C. § 315(c) and 37 C.F.R. § 42.122(b), Micron respectfully requests institution of *inter partes* review of the same claims of the ’918 Patent based on the same grounds presented in the Samsung IPR and further requests joinder with the Samsung IPR.

Micron’s request for joinder is timely because it is made no later than one month after the December 7, 2022 institution date of the Samsung IPR. Further, Micron’s joinder will not unduly burden or prejudice the parties to the Samsung IPR and will efficiently resolve the patentability of the ’918 Patent in a single IPR proceeding. The Micron Petition is substantively identical to Samsung Electronics Co. Ltd.’s petition (“Samsung Petition”) in the Samsung IPR. The Micron Petition seeks review of the same patent claims challenged in the Samsung IPR, advances the same grounds for unpatentability that were instituted in the Samsung IPR, and relies on the same evidence (including expert declarations) as the Samsung IPR.

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