UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

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

v.

NETLIST, INC.,
Patent Owner.

Case IPR2024-00370

Patent 10,268,608

Inventors: Hyun Lee and Jayesh R. Bhakta

Title: MEMORY MODULE WITH TIMING-CONTROLLED DATA PATHS IN DISTRIBUTED DATA BUFFERS

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

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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. 10,268,608 ("'608 Patent"). The Board instituted *inter partes* review of claims 1-12 of the '608 Patent in *Samsung Electronics Co., Ltd. v. Netlist, Inc.*, IPR2023-00847 ("Samsung IPR") on December 12, 2023. Paper 13. 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 '608 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 12, 2023 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 '608 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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