

**From:** [Trials](#)  
**To:** [Bertulli, Scott](#); [Joseph Li](#); [Trials](#)  
**Cc:** [Goldenberg, Richard](#); [Lantier, Gregory](#); [Esrām, Trishan](#); [Michelle Armond](#); [Douglas Wilson](#); [Patrick Maloney](#); [IPR](#)  
**Subject:** RE: STMicronics v. Purdue, IPR2022-00252, -00309 - Request for leave to submit claim construction order  
**Date:** Thursday, May 12, 2022 5:12:54 PM

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Counsel: Taking account of Patent Owner's request, and Petitioner's opposition to Patent Owner's request, to submit the magistrate's claim construction order as an exhibit in each proceeding, the panel determines that the order, even if not accepted by the District Court, may be helpful to the Board in reaching a speedy, just, and informed result in these cases. On that basis, the panel determines that good cause exists for the submission of the order as an exhibit in each proceeding. Patent Owner shall file the order as an exhibit in each proceeding no later than May 19, 2022. In addition, the parties should promptly file in each proceeding any further order on claim construction issued in the related litigation.

Thank you,

*Maria King*  
Deputy Chief Clerk for Trials  
Patent Trial and Appeal Board  
U.S. Patent and Trademark Office  
703-756-1288

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**From:** Bertulli, Scott <Scott.Bertulli@wilmerhale.com>  
**Sent:** Tuesday, May 10, 2022 4:13 PM  
**To:** Joseph Li <Joseph.li@armondwilson.com>; Trials <Trials@USPTO.GOV>  
**Cc:** Goldenberg, Richard <Richard.Goldenberg@wilmerhale.com>; Lantier, Gregory <Gregory.Lantier@wilmerhale.com>; Esram, Trishan <Trishan.Esram@wilmerhale.com>; Michelle Armond <michelle.armond@armondwilson.com>; Douglas Wilson <doug.wilson@armondwilson.com>; Patrick Maloney <Patrick.maloney@armondwilson.com>; IPR <ipr@armondwilson.com>  
**Subject:** RE: STMicronics v. Purdue, IPR2022-00252, -00309 - Request for leave to submit claim construction order

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Dear Honorable Board,

Petitioner STMicronics, Inc. indicated its opposition to Patent Owner's request on Friday, May 6<sup>th</sup>. On May 9<sup>th</sup>, the magistrate judge issued another claim construction document stating that a "more fulsome Order is forthcoming" and will be issued "in due course." Dkt. 90.

Accordingly, Petitioner believes that the magistrate judge's May 9<sup>th</sup> document only confirms that

Patent Owner's request to file any document from the litigation as an exhibit in the subject proceedings is premature and remains opposed.

Respectfully,

Scott Bertulli  
Counsel for Petitioner

**Scott Bertulli | WilmerHale**

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**From:** Josepher Li <[Josepher.li@armondwilson.com](mailto:Josepher.li@armondwilson.com)>

**Sent:** Tuesday, May 10, 2022 12:05 PM

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

**Cc:** Goldenberg, Richard <[Richard.Goldenberg@wilmerhale.com](mailto:Richard.Goldenberg@wilmerhale.com)>; Lantier, Gregory <[Gregory.Lantier@wilmerhale.com](mailto:Gregory.Lantier@wilmerhale.com)>; Bertulli, Scott <[Scott.Bertulli@wilmerhale.com](mailto:Scott.Bertulli@wilmerhale.com)>; Efram, Trishan <[Trishan.Efram@wilmerhale.com](mailto:Trishan.Efram@wilmerhale.com)>; Michelle Armond <[michelle.armond@armondwilson.com](mailto:michelle.armond@armondwilson.com)>; Douglas Wilson <[doug.wilson@armondwilson.com](mailto:doug.wilson@armondwilson.com)>; Patrick Maloney <[Patrick.maloney@armondwilson.com](mailto:Patrick.maloney@armondwilson.com)>; IPR <[ipr@armondwilson.com](mailto:ipr@armondwilson.com)>  
**Subject:** STMicroelectronics v. Purdue, IPR2022-00252, -00309 - Request for leave to submit claim construction order

**EXTERNAL SENDER**

Board:

In connection with the above-referenced cases, Patent Owner, The Trustees of Purdue University, requests leave to submit as an exhibit Magistrate Judge Gilliland's claim construction order (attached) on the '633 and '112 Patents issued in the co-pending litigation, *The Trustees of Purdue Univ. v. STMicroelectronics N.V. et al.*, No. 6:21-cv-00727 (W.D. Tex.), on April 29, 2022. Petitioner STMicroelectronics, Inc. opposes this request because the document Patent Owner seeks to file has not been adopted by the District Court Judge. If further claim construction orders are entered,

Patent Owner will notify the Board.

All counsel of record are copied on this email.

Best regards,

Joseph Li  
Counsel for Patent Owner

Joseph Li  
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