

EXHIBIT F



UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICE OF THE GENERAL COUNSEL

May 14, 2021

VIA E-MAIL

Mr. William Flachsbart
Flachsbart & Greenspoon, LLC
333 N. Michigan Ave, 27th Floor
Chicago, IL 60601
www.fg-law.com

Re: *Freedom of Information Act (FOIA) Request No. F-21-00102*

Dear Mr. Flachsbart:

The United States Patent and Trademark Office (USPTO) FOIA Office received your e-mail dated requesting, under the Freedom of Information Act (5 U.S.C. § 552) a copy of:

1. Records that indicate which judge, panel, or party suggested to expand the panel (see IPR2017-01 068 Paper 19, Page 2, Paragraph 2), and when it was suggested;
2. Records that indicate when Chief Judge David Ruschke was added to the panel in IPR2017-01068 and IPR2017-01186;
3. Records of individuals other than panel members participating in or consulting with respect to the opinion denying the motion to dismiss in IPR2017-01068 Paper 19 dated 12/19/2017 or IPR2017-01 186 Paper 14 dated 12/19/2017;
4. Records of ex parte communications concerning the IPR2017-01068, IPR2017-01 186 or sovereign immunity involving David Ruschke, Scott Boalick, Jacqueline Bonilla, Scott Weidenfeller, Robert Weinschenk, Charles Boudreau, Jacqueline Harlow, or Jennifer Bisk;
5. Records concerning IPR2017-01 068, IPR2017-01 186, or sovereign immunity authored or sent by individuals of the executive branch (outside the USPTO), including such documents in the custody of Scott Boalick, Jacqueline Bonilla, Scott Weidenfeller, Robert Weinschenk, Charles Boudreau, Jacqueline Harlow, or Jennifer Bisk, or in the files of former employees Joe Matal, Nathan Kelley, or David Ruschke;
6. Records concerning IPR2017-01 068, IPR2017-01186, or sovereign immunity authored or sent by individuals of the legislative branch, including such documents in the custody of Scott Boalick, Jacqueline Bonilla, Scott Weidenfeller, Robert Weinschenk, Charles Boudreau, Jacqueline Harlow, or Jennifer Bisk, or in the files of former employees Joe Matal, Nathan Kelley, or David Ruschke;

7. Records concerning IPR201 7-01068, IPR2017-01186, or sovereign immunity authored or sent by individuals of the judicial branch, including such documents in the custody of Scott Boalick, Jacqueline Bonilla, Scott Weidenfeller, Robert Weinschenk, Charles Boudreau, Jacqueline Harlow, or Jennifer Bisk, or in the files of former employees Joe Matal, Nathan Kelley, or David Ruschke;
8. Records that indicate that any of the following individuals participated in or were consulted with respect to the opinion denying the motion to dismiss in IPR201 7-01068 Paper 19 Dated 12/19/2017 or IPR2017-01186 Paper 14 dated 12/19/2017: Thomas Krause, Mark Freeman, William Havemann, Malcolm Stewart, Rachel Kovner, John Lee, Joe Keeley, Vishal Amin, Branden Ritchie, Sharon Prost, Timothy Dyk, Raymond Chen, Todd Hughes, or Richard Linn,, or in the files of former employees Joe Matal, or Nathan Kelley;
9. Records or information that show the original author of Jacqueline Harlow's concurring opinion in IPR201 7-01068;

Preliminary estimates indicate that the approximate processing cost for this FOIA request is **\$1818.56**. This estimate includes estimated search time and review time hours.

This estimate does not necessarily represent the final cost. Estimates are inherently imprecise, and the final cost could be higher or lower than the amount provided here. However, the estimate provided herein is reasonably calculated to represent search costs required to adequately respond to your request.

As a commercial use FOIA requester, you are responsible for the costs involved in search and review. See 37 C.F.R. § 102.11(c)(1)(i).

Please note that a search fee is chargeable even when no responsive records are found, or when the records requested are determined to be totally exempt from disclosure. See 37 C.F.R. § 102.11(c)(3)(i).

Requestors must pay the entire anticipated fee before the Agency begins processing a request when the fee estimate exceeds \$250.00. See 37 C.F.R. § 102.11(i)(2).

Please remit, within 30 calendar days of the date of this letter, a check made payable to the “**Department of Treasury**” in the amount of **\$1818.56**. The payment must be sent to:

United States Patent and Trademark Office
Freedom of Information Act Officer
Office of the General Counsel
P.O. Box 1450
Alexandria, VA 22313-1450

If payment in the full amount of the initial estimate is not received by **June 14, 2021**, this request will be considered withdrawn and closed. Please contact us before that date,

however, if you would like to discuss your request in order to reformulate it to meet your needs at a reduced cost.

Sincerely,

A handwritten signature in black ink, appearing to read 'KES', with a long horizontal line extending to the right.

Karon E. Seldon
USPTO FOIA Specialist
Office of General Law