

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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HYUNDAI MOTOR AMERICA, INC.

Petitioner

v.

CLEAR WITH COMPUTERS, LLC

Patent Owner

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Case IPR2013-00104

&

Case IPR2013-00176

U.S. Patent 8,121,904

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JOINT MOTION TO TERMINATE PROCEEDINGS

35 U.S.C. 317; 37 C.F.R. 42.74(b)

Pursuant to 35 U.S.C. § 317(a), Petitioner Hyundai Motor America, Inc. (“HMA”) and Patent Owner Clear With Computers, LLC (“CWC”) jointly request termination of the *Inter Partes* Reviews of U.S. Patent No. 8,121,904, Case Nos. IPR2013-00104 and IPR2013-00176. These *inter partes* reviews have not been instituted. The parties have settled their dispute, and have

reached agreement to terminate these *inter partes* reviews. A true copy of the Agreement reflecting this agreement is attached hereto as Exhibit A.

As stated in 35 U.S.C. § 317(a), because HMA and CWC request this termination as to Petitioner HMA, no estoppel under 35 U.S.C. § 315(e) shall attach to HAM.

Respectfully submitted,

Dated: 6/28/2013

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# EXHIBIT A

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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HYUNDAI MOTOR AMERICA, INC.

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Case IPR2013-00104 & Case IPR2013-00176

U.S. Patent 8,121,904

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**AGREEMENT**

WHEREAS Petitioner, Hyundai Motor America, Inc. (“HMA”), and Patent Owner, Clear With Computers, LLC (“CWC”) (collectively the “Parties”), have agreed to resolve that certain litigation styled *Clear With Computers, LLC v. Hyundai Motor America, Inc.*, Case No. 6:12-CV-00077-LED (E.D. Tex.) (hereinafter the “Litigation”) by CWC dismissing with prejudice all claims against HMA for infringement of U.S. Patent No. 8,121,904;

WHEREAS the Parties have agreed to resolve those certain *Inter Partes* Review proceedings styled *Hyundai Motor America, Inc.*

v. *Clear With Computers, LLC*, Case Nos. IPR 2013-00104 & IPR 2013-00176 by jointly moving for termination of said proceedings;

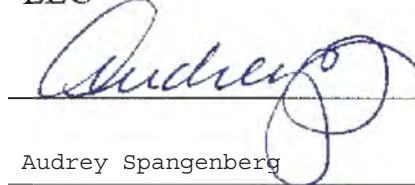
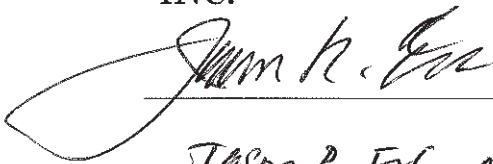
WHEREAS CWC has filed an unopposed motion to dismiss with prejudice all claims against HMA for infringement of U.S. Patent No. 8,121,904 in the Litigation and the U.S. District Court for the Eastern District of Texas has on June 17, 2013, entered an Order dismissing said claims with prejudice;

NOW THEREFORE, the Parties hereby agree as follows:

The Parties shall jointly move for termination of *Inter Partes* Review Case Nos. IPR 2013-00104 & IPR 2013-00176, each Party to bear their own costs with respect to said proceedings.

HYUNDAI MOTOR AMERICA,  
INC.

CLEAR WITH COMPUTERS,  
LLC



Jasm R. Erc, Assistant GC  
Name

Audrey Spangenberg  
Name

6/28/13  
Date

06/28/2013  
Date

## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing  
JOINT MOTION TO TERMINATE PROCEEDINGS  
was served on June 28, 2013, by filing this document through the Patent  
Review Processing System as well as delivering a copy via ELECTRONIC  
MAIL directed to the attorneys of record for the Petitioner at the following  
address:

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Respectfully submitted,

Dated: 6/28/2013

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