

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ACTIVISION BLIZZARD, INC.,
ELECTRONIC ARTS INC.,
TAKE-TWO INTERACTIVE SOFTWARE, INC.,
2K SPORTS, INC., and
ROCKSTAR GAMES, INC.,
Petitioner,

v.

ACCELERATION BAY, LLC,
Patent Owner.

Case IPR2016-00747
Patent 6,732,147 B1

Before LYNNE E. PETTIGREW and WILLIAM M. FINK, *Administrative Patent Judges*.

FINK, *Administrative Patent Judge*.

ORDER

Granting Patent Owner's Motion to Expunge
37 C.F.R. § 42.7(a)

On December 15, 2016, Patent Owner, Acceleration Bay LLC, filed a Motion to Expunge. Paper 28 (“Mot.”). In its Motion, Patent Owner contends that, due to an administrative error, Patent Owner mistakenly filed a confidential version of Exhibit 2004 that was intended for IPR2016-00724. Mot. 2. Patent Owner, therefore, moves to expunge the “incorrectly filed document” and represents that Petitioner does not oppose the Motion. *Id.* Consistent with Patent Owner’s Motion, we observe that the version of Exhibit 2004 filed as confidential on December 12, 2016 is captioned for IPR2016-00724. On December 15, 2016, Patent Owner filed a new confidential version of Exhibit 2004 captioned for this Proceeding.¹ Accordingly, we grant Patent Owner’s Motion to expunge the incorrectly filed version. *See* 37 C.F.R. § 42.7(a).

It is

ORDERED that the version of Exhibit 2004 filed as confidential on December 12, 2016 is hereby expunged.

¹ Accordingly, the confidential version of Exhibit 2004 filed December 15, 2016 and the non-confidential version of Exhibit 2004 filed December 12, 2016 *will not be expunged* as a result of this Order.

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