

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SONY MOBILE COMMUNICATIONS (USA) INC., SONY MOBILE
COMMUNICATIONS AB, SONY MOBILE COMMUNICATIONS, INC.,
SONY ELECTRONICS, INC., SONY CORP. OF AMERICA, and
SONY CORP.,
Petitioner,

v.

ADAPTIX, INC.,
Patent Owner.

Case IPR2014-01524
Patent 6,947,748 B2

Before HOWARD B. BLANKENSHIP, TREVOR M. JEFFERSON, and
JUSTIN BUSCH, *Administrative Patent Judges*.

BLANKENSHIP, *Administrative Patent Judge*.

JUDGMENT
Termination of the Proceeding
37 C.F.R. § 42.73

SPRINT 1115

I. INTRODUCTION

Sony Mobile Communications (USA) Inc., Sony Mobile Communications AB, Sony Mobile Communications, Inc., Sony Electronics, Inc., Sony Corp. of America, and Sony Corp. (collectively, “Petitioner”) filed a request for an *inter partes* review of claims 6, 8, 9, 11, and 19–22 of U.S. Patent No. 6,947,748 B2 (Ex. 1001, “the ’748 patent”) under 35 U.S.C. §§ 311–319. *See* Paper 6 (“Petition” or “Pet.”). The Board instituted review of claims 6, 8, 9, and 19–22 (Paper 16, “Dec.”). Patent Owner Adaptix, Inc. now requests adverse judgment as to the claims subject to this *inter partes* review. Paper 29.

We have considered the Request for Adverse Judgment, and hereby grant Patent Owner’s request for adverse judgment.

II. RELEVANT RULES

The Board may terminate a trial without rendering a final written decision, where appropriate, including where the trial is consolidated with another proceeding or pursuant to a joint request under 35 U.S.C. § 317(a) or § 327(a). 37 C.F.R. § 42.72.

A party may request judgment against itself at any time during a proceeding. 37 C.F.R. § 42.73(b).

III. ANALYSIS

Patent Owner’s Request for Adverse Judgment (Paper 29) requests adverse judgment and requests that the Board cancel claims 6, 8, 9, and 19–22 of the ’748 patent. Paper 29, 2.

No persuasive reason exists on this record to deny this request.

IV. CONCLUSION

Accordingly, the Request for Adverse Judgment is granted.

V. ORDER

For the reasons given, it is

ORDERED that Patent Owner's request for adverse judgment under 37 C.F.R. § 42.73(b) with respect to claims 6, 8, 9, and 19–22 of U.S. Patent No. 6,947,748 B2 is GRANTED; and

FURTHER ORDERED that, at the request of Patent Owner, judgment is entered herein against Patent Owner with respect to claims 6, 8, 9, and 19–22 of U.S. Patent No. 6,947,748 B2. Claims 6, 8, 9, and 19–22 of U.S. Patent No. 6,947,748 B2 are not patentable and a certificate canceling them shall issue in due course.

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