

Case IPR2022-01492  
U.S. Patent No. 11,061,532

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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ACCESSIBE LTD.  
Petitioner

v.

AUDIOEYE, INC.  
Patent Owner

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Case IPR2022-01492

U.S. Patent No. 11,061,532  
Title: MODULAR SYSTEMS AND METHODS FOR SELECTIVELY  
ENABLING CLOUD-BASED ASSISTIVE TECHNOLOGIES  
Filing Date: 02/05/2021  
Issue Date: 07/13/2021

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**JOINT MOTION TO TERMINATE**

Mail Stop Patent Board  
Patent Trial and Appeal Board  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Case IPR2022-01492  
U.S. Patent No. 11,061,532

**PATENT OWNER'S EXHIBIT LIST**

<b>Exhibit No.</b>	<b>Description</b>
2001	Settlement Agreement. <b>FILED UNDER SEAL.</b>

All citations to specific pages of exhibits follow the pagination added to those exhibits per 37 C.F.R. § 42.63(d)(2)(i).

## **I. Introduction and Relief Requested**

Under 35 U.S.C. § 317, 37 C.F.R. § 42.72, 37 C.F.R. § 42.74 and with the Board’s email authorization of October 26, 2022, Petitioner accessiBe Ltd. (“accessiBe”) and Patent Owner AudioEye, Inc. (“AudioEye”) (collectively, “the parties”) jointly request termination of Case IPR2022-01492, which involves U.S. Patent No. 11,061,532 (“the ’532 Patent”). The parties notified the Board of their settlement on October 25, 2022.

## **II. Status of Related Proceedings**

### **A. Pending Judicial Matters Involving the ’532 Patent**

The ’532 Patent is also involved in *AudioEye, Inc. v. accessiBe Ltd.*, Case No. 6:21-CV-00726-ADA (W.D. Tex.). accessiBe is the only defendant in that litigation. The parties have jointly stipulated to dismiss that litigation. (Ex. 2001.) The ’532 Patent is not involved in any other litigation.

### **B. Pending Administrative Matters**

The parties are moving to terminate or dismiss all pending AIA proceedings related to their disputes, including this proceeding. The full list of those proceedings appears below:

<b>Proceeding</b>	<b>U.S. Patent No.</b>
IPR2021-00797	10,444,934
IPR2022-00148	10,809,877
IPR2022-00214	10,845,946
IPR2022-00220	10,845,947
IPR2022-00226	10,866,691

<b>Proceeding</b>	<b>U.S. Patent No.</b>
IPR2022-00227	10,860,173
IPR2022-01432	10,997,361
IPR2022-01491	10,928,978
IPR2022-01492	11,061,532
IPR2022-01493	11,080,469

This proceeding is the only pending AIA proceeding that involves the '532 Patent.

No U.S. patents or patent applications claim the benefit of the priority of the filing date of the '532 Patent.

### **III. Filing of Settlement Agreement and Certification of No Collateral Agreements or Understandings**

The parties have entered into a settlement agreement. (Ex. 2001.) With this paper, the parties are filing that settlement agreement under seal with a joint request that the settlement agreement be treated as business confidential information under 35 U.S.C. § 317(b). The parties certify that there are no collateral agreements or understandings made in connection with, or in contemplation of, the termination of this proceeding.

### **IV. Reasons Termination Is Appropriate**

The parties have settled all of their disputes involving the '532 Patent, including both this proceeding and related litigation. There are no collateral agreements or understandings made in connection with, or in contemplation of, the termination of this proceeding.

Because the parties have resolved all of their disputes involving the '532 Patent and there are no other outstanding disputes involving that patent, termination is appropriate. Termination will also conserve the Board's resources and promote the Board's policy of ensuring a just, speedy, and inexpensive resolution to every proceeding.

## **V. Conclusion**

For the foregoing reasons, the parties respectfully request that this proceeding be terminated.

Dated: October 27, 2022

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Respectfully submitted,

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**CERTIFICATE OF SERVICE**

Under 37 C.F.R. § 42.6(e), the undersigned certifies that on October 27, 2022, complete copies of the foregoing and any accompanying papers and exhibits were served by filing them through P-TACTS and sending them via electronic mail to counsel of record for Petitioner accessiBe at the following addresses:

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