

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BANK OF AMERICA, N.A.,
Petitioner,

v.

VERIFY SMART CORP.,
Patent Owner.

Case CBM2015-00173
Patent 8,285,648 B2

Before, BARBARA A. BENOIT, CARL M. DeFRANCO, and
JON B. TORNQUIST, *Administrative Patent Judges*.

TORNQUIST, *Administrative Patent Judge*.

DISMISSAL OF PETITION
37 C.F.R. § 42.71(a)

On November 16, 2015, the parties filed a joint motion to terminate this proceeding. Paper 6. In their joint motion, the parties indicate they have reached a settlement agreement and that termination is appropriate because the Board has not yet entered a decision whether to grant the petition for covered business method patent review. Petitioner also indicates

“it will no longer participate in this review even if the Board does not terminate” the proceeding. *Id.* at 1.

Given the early stage of this proceeding and the joint nature of the parties’ request, we determine that it is appropriate to dismiss the petition. *See* 37 C.F.R. § 42.71(a). This paper does not constitute a final written decision pursuant to 35 U.S.C. § 318(a).

Accordingly, it is

ORDERED that the parties’ joint motion to terminate this proceeding is *granted*; and

FURTHER ORDERED that the petition for covered business method patent review of the above-referenced patent is *dismissed*.

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PETITIONER:

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