

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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AVX CORPORATION,  
Petitioner,

v.

GREATBATCH, LTD.,  
Patent Owner.

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Case IPR2015-00710  
Patent 7,327,553 B2

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Before MICHAEL P. TIERNEY, JON B. TORNQUIST, and  
ELIZABETH M. ROESEL, *Administrative Patent Judges*.

TORNQUIST, *Administrative Patent Judge*.

JUDGMENT  
FINAL WRITTEN DECISION  
35 U.S.C. § 318(a); 37 C.F.R. § 42.73(b)

On January 13, 2016, we instituted *inter partes* review of claims 1, 2, 5–7, 10, 11, 16, 17, and 20 of U.S. Patent No. 7,327,553 B2 (Ex. 1001, “the ’553 patent”). Paper 13. On April 18, 2016, Patent Owner, Greatbatch, Ltd., filed a Patent Owner Response requesting adverse judgment as to all instituted claims.<sup>1</sup> Paper 24, 5. Petitioner, AVX Corporation, has indicated by email correspondence with the Board that it does not oppose Patent Owner’s request for adverse judgment.

A party may request adverse judgment against itself at any time during a proceeding. 37 C.F.R. § 42.73(b). As Patent Owner’s request for adverse judgment in this case leaves no claim remaining for trial, we determine that entry of adverse judgment is appropriate.

Accordingly, it is:

ORDERED that Patent Owner’s request for adverse judgment is *granted*;

FURTHER ORDERED that claims 1, 2, 5–7, 10, 11, 16, 17, and 20 of U.S. Patent No. 7,327,553 B2 are *cancelled*; and

FURTHER ORDERED that any party to the proceeding seeking judicial review of this Final Written Decision must comply with the notice and service requirements of 37 C.F.R. § 90.2

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<sup>1</sup> Patent Owner represents that it has filed Reissue Application No. 15/131,535 to address “the patentability issues” of the ’553 patent “*ex parte*.” Paper 24, 2, 5.

IPR2015-00710  
Patent 7,327,553 B2

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