

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

UNIFIED PATENTS INC.,
Petitioner,

v.

TRANSDVIDEO ELECTRONICS, LTD.,
Patent Owner.

Case IPR2015-01519
Patent 5,594,936

Before THOMAS L. GIANNETTI, MATHEW R. CLEMENTS, and
ROBERT L. KINDER, *Administrative Patent Judges*.

KINDER, *Administrative Patent Judge*.

JUDGMENT AND FINAL WRITTEN DECISION
35 U.S.C. § 328(a) and 37 C.F.R. § 42.73

I. INTRODUCTION

On January 15, 2016, we instituted an *inter partes* review of claims 1–14 of U.S. Patent No. 5,594,936. Paper 8.

Patent Owner sought permission to file, and then filed, a “Request for Adverse Judgment” on February 6, 2016. Paper 10. The request, made pursuant to 37 C.F.R. § 42.73(b)(4), states “Patent Owner hereby abandons the contest, and requests adverse judgment.” *Id.* No opposition has been filed by Petitioner.

II. DISCUSSION

A party may request judgment against itself at any time during a proceeding. 37 C.F.R. § 42.73(b). Pursuant to 37 C.F.R. § 42.73(b)(4), “[a]bandonment of the contest” is construed as a request for adverse judgment. Here, Patent Owner has abandoned the contest as to all claims subject to trial in this proceeding and requested adverse judgment. Paper 10. Under these circumstances, entry of judgment adverse to the Patent Owner and cancellation of claims 1–14 is appropriate.

III. ORDER

Accordingly, it is:

ORDERED that Patent Owner’s Request for Adverse Judgment under 37 C.F.R. § 42.73(b) with respect to claims 1–14 of U.S. Patent No. 5,594,936 is *granted*;

FURTHER ORDERED that judgment is herein entered against Patent Owner with respect to claims 1–14 of Patent 5,594,936;

FURTHER ORDERED that this constitutes a final written decision under 35 U.S.C. § 328(a); and

FURTHER ORDERED that claims 1–14 of U.S. Patent No. 5,594,936 be *canceled*.

IPR2015- 01519
Patent 5,594,936

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