

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LG ELECTRONICS, INC.,
Petitioner,

v.

CELLULAR COMMUNICATIONS EQUIPMENT LLC,
Patent Owner.

Case IPR2016-00711
Patent 8,848,556 B2

Before JENNIFER S. BISK, GREGG I. ANDERSON, and
ROBERT J. WEINSCHENK, *Administrative Patent Judges*.

BISK, *Administrative Patent Judge*.

DECISION
Granting Joint Motion to Dismiss
37 C.F.R. §§ 42.5(a), 42.71(a)

On May 13, 2016, the parties filed a “Joint Motion of Petitioner and Patent Owner to Dismiss Proceeding.” Paper 8, “Mot.” The parties explain that “Petitioner filed their petition in this proceeding . . . more than one year after the date on which the Petitioner was served with a complaint alleging infringement of the [challenged] Patent” (Mot. 2) and “IPR2015-01716 was terminated due to settlement,” so Petitioner’s motion to join that proceeding is now moot (Mot. 3). Thus, the Petition is time-barred under 35 U.S.C. § 315(b) and dismissal of this proceeding will preserve the Board’s resources. Mot. 3.

Patent Owner has not filed a preliminary response in this proceeding, and we have not considered the merits of the Petition. Under these circumstances, we determine that it is appropriate to dismiss the Petition. *See* 37 C.F.R. §§ 42.5(a), 42.71(a). This paper does not constitute a final written decision pursuant to 35 U.S.C. § 318(a).

ORDER

It is

ORDERED that the Petition in this proceeding is *dismissed*.

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