

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SECURUS TECHNOLOGIES, INC.,
Petitioner,

v.

GLOBAL TEL*LINK CORPORATION,
Patent Owner.

Case IPR2016-01411
Patent 7,248,685 B1

Before KEVIN F. TURNER, BARBARA A. BENOIT, and
GEORGIANNA W. BRADEN, *Administrative Patent Judges*.

BRADEN, *Administrative Patent Judge*.

ORDER
Termination of the Proceeding
37 C.F.R. §§ 42.73, 42.107(e)

Securus Technologies, Inc. (“Petitioner”) filed a Petition (Paper 2, “Pet.”) to institute an *inter partes* review of claims 1-42 of U.S. Patent No. 7,248,685 (Ex. 1001, “the ’685 patent”). Global Tel*Link Corporation (“Patent Owner”) did not file a Preliminary Response. The Board then instituted an *inter partes* review proceeding of claim 1–42. Paper 5 (“Dec. to Inst.”). Subsequent to the institution of this proceeding, Patent Owner filed a Patent Owner Response (Paper 9) and Petitioner filed a Reply (Paper 10).

Patent Owner then filed a Disclaimer of all challenged claims in compliance with 37 C.F.R. § 1.321(a). The Board authorized Patent Owner to file a Motion for Termination of this proceeding. In its Motion for Termination, Patent Owner states “there are no remaining claims in this trial.” Paper 13 (“Motion”), 2. As a result, Patent Owner “asks the Board to terminate this IPR proceeding, pursuant to 37 C.F.R. § 42.20 and 42.73(b).” *Id.* Contemporaneously with the filing of the Motion, Patent Owner filed a copy of its Statutory Disclaimer as an exhibit. Ex. 2001 (the “Disclaimer”).

Under 35 U.S.C. § 253(a), a patentee may disclaim any claim. This applies to the extent of a patentee’s ownership interest in the claim, whether of the whole or any sectional interest therein. *Id.* Under 37 C.F.R. § 42.73(b)(2), “[a] party may request judgment against itself at any time during a proceeding. Actions construed to be a request for adverse judgment include . . . [c]ancellation or disclaimer of a claim such that the party has no remaining claim in the trial.” Inasmuch as Patent Owner has disclaimed all the claims for which this *inter partes* review proceeding was instituted, no claims remain to be adjudicated. Accordingly, we construe Patent Owner’s statutory disclaimer of all of the challenged claims in the ’658 patent as a

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request for adverse judgment and grant its Motion for Termination of this proceeding.

ORDER

For the reasons set forth above, it is

ORDERED that judgment is herein entered against Patent Owner with respect to claims 1–42 on the basis that such claims have been disclaimed; and

FURTHER ORDERED that the instant proceeding is terminated.

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