

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PC-TEL, INC.,
Petitioner,

v.

ALLTECH COMMUNICATIONS, LLC,
Patent Owner.

Case IPR2017-00975
Patent 7,062,883 B1

Before WILLIAM V. SAINDON, JAMES J. MAYBERRY, and
ERIC C. JESCHKE, *Administrative Patent Judges*.

JESCHKE, *Administrative Patent Judge*.

JUDGMENT

Patent Owner's Request for Adverse Judgment After Institution
37 C.F.R. § 42.73(b)

On August 9, 2017, we instituted *inter partes* review of claims 1–8 of U.S. Patent No. 7,062,883 B1 (“the ’883 patent”). Paper 9. On November 15, 2017, with the Board’s authorization (Paper 12), Patent Owner filed a Motion for Adverse Judgment pursuant to 37 C.F.R. § 42.73(b). Paper 13 (“the Motion”).¹ Patent Owner states that “Petitioner does not oppose th[e] Motion and will not file any opposition or response thereto.” Paper 13. In addition, Patent Owner “requests that the Board cancel claims 1–8 in United States Patent No. 7,062,883, enter adverse judgment pursuant to 37 C.F.R. § 42.73(b), and terminate this proceeding.” *Id.*

Upon consideration of Patent Owner’s unopposed Motion, we conclude that judgment against Patent Owner is warranted on all claims pending in this proceeding. Thus, we grant the Motion and enter judgment pursuant to 37 C.F.R. § 42.73(b), which constitutes a final written decision pursuant to 35 U.S.C. § 318(a) to cancel claims 1–8 of the ’883 patent.

In consideration of the foregoing, it is hereby:

ORDERED that Patent Owner’s Motion for Adverse Judgment pursuant to 37 C.F.R. § 42.73(b) is *granted*;

FURTHER ORDERED that claims 1–8 of the ’883 patent shall be *canceled*; and

FURTHER ORDERED that this constitutes a final written decision pursuant to 35 U.S.C. § 318(a).

¹ The first page of the Motion incorrectly indicates a filing date of March 24, 2017.

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