

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TURNER SPORTS INTERACTIVE, INC.,
Petitioner,

v.

TAGI VENTURES, LLC,
Patent Owner.

Case IPR2017-01010
Patent 7,162,532 B2

Before DAVID C. McKONE, JASON J. CHUNG, and
TERRENCE W. McMILLIN, *Administrative Patent Judges*.

McKONE, *Administrative Patent Judge*.

ORDER
Motion to Dismiss Petition
37 C.F.R. §§ 42.5(a), 42.71(a)

On July 12, 2017, Petitioner informed the Board that the parties had reached a settlement in the related district court litigation and sought authorization to file an unopposed motion to dismiss this proceeding. With our authorization, on July 27, 2017, Petitioner filed an Unopposed Motion to Dismiss Petition. Paper 6. In its Motion, Petitioner represents that “it will not file any subsequent IPR on the same patent addressed in the present petition,” and that Patent Owner does not oppose the Motion. *Id.* at 1–2.

This proceeding is at an early stage. Patent Owner did not submit a Preliminary Response, we have not considered the merits of the Petition, and we have not yet instituted a trial. We agree with Petitioner (Paper 6, 2–3) that dismissal of the Petition will preserve the resources of the Board and the parties and would promote efficiency.

In view of the early stage of this proceeding, Petitioner’s representations, and the concurrent settlement of the district court litigation, we determine that it is appropriate to dismiss the Petition and terminate the proceeding. *See* 37 C.F.R. §§ 42.5(a), 42.71(a). This Decision does not constitute a final written decision pursuant to 35 U.S.C. § 318(a).

Accordingly, it is

ORDERED that Petitioner’s Unopposed Motion to Dismiss the Petition is *granted*; and

FURTHER ORDERED that the proceeding is *terminated*.

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PETITIONER:

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