

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTEL CORPORATION
Petitioner,

v.

VLSI TECHNOLOGY LLC
Patent Owner.

Case IPR2018-01034
Patent 7,675,806 B2

Before, MINN CHUNG, ROBERT J. WEINSCHENK, and
KIMBERLY McGRAW, *Administrative Patent Judges*.

McGRAW, *Administrative Patent Judge*.

DECISION
Granting Petitioner's Unopposed Motion to Dismiss
37 C.F.R. § 42.5(a), 37 C.F.R. § 42.71(a)

Following authorization by the Board, Petitioner moves to dismiss the petition. Paper 9. Patent Owner does not oppose. *Id.* at 2.

Petitioner states that after filing IPR2018-01034, Petitioner discovered inadvertent errors that affected certain exhibits. To address these errors, Petitioner submitted another *inter partes* review of U.S. Patent No. 7,675,806 in IPR2019-00034 that corrected the affected exhibits. Petitioner states that the petition of IPR2019-00034 is substantively identical to the petition of IPR2018-01034, including identical invalidity grounds and arguments supporting the grounds. *Id.* Petitioner requests dismissal of the petition in IPR2018-01034 “so that the Board may focus on the merits of Petitioner’s challenge in IPR2019-00034.” *Id.*

37 C.F.R. § 42.71(a) states that “[t]he Board may take up petitions . . . in any order, [and] may . . . dismiss any petition.” Dismissing the Petition at this stage increases the efficiency of the Board and the parties, as Patent Owner need not file a Preliminary Response and we need not address the impact of the errors affecting certain exhibits. Under these circumstances, we grant Petitioner’s request to dismiss the Petition.

Accordingly, it is

ORDERED that Petitioner’s request is granted and the Petition for this proceeding is *dismissed*.

IPR2018-01034
Patent 7,675,806 B2

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