

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

WELLS FARGO & COMPANY,
Petitioner,

v.

LIGHTHOUSE CONSULTING GROUP LLC,
Patent Owner.

IPR2020-00758
Patent 8,590,940 B2

Before KEVIN F. TURNER, MEREDITH C. PETRAVICK, and
JENNIFER S. BISK, *Administrative Patent Judges*.

PETRAVICK, *Administrative Patent Judge*.

DECISION
Dismissal Prior to Institution of Trial
35 U.S.C. § 314

“The Board . . . may dismiss any petition or motion, and may enter any appropriate order.” 37 C.F.R. § 42.71. We dismiss the Petition (Paper 2) because the Petition is moot due to the entry of adverse judgment in a related *inter partes* review.

The Petition challenges the patentability of claims 1–10¹ of U.S. Patent No. 8,590,940. Claims 1–10 of U.S. Patent No. 8,590,940 were also challenged in another *inter partes* review proceeding, *Unified Patent Inc. v. Lighthouse Consulting Grp., LLC*, IPR2020-00194. On September 2, 2020, in IPR2020-00194, we entered adverse judgment, under 37 C.F.R. § 42.73(b)(4), against Patent Owner and in favor of the petitioner. Claims 1–10 of U.S. Patent No. 8,590,940 B2, thus, have been determined to be unpatentable and will be cancelled.

On September 2, 2020, we entered an Order authorizing Petitioner to file a paper explaining why the Petition should not be dismissed. Paper 7. Petitioner responded that it does not oppose dismissal of the Petition. Paper 8.

It is:

ORDERED that the Petition is *dismissed*.

PETITIONER:

Louis L. Campbell
Michael M. Murray
WINSTON & STRAWN LLP
llcampbell@winston.com
mmurray@winston.com

¹ Claims 1–10 are all of the claims of U.S. Patent No. 8,590,940 B2.

IPR2020-00758
Patent 8,590,940 B2

PATENT OWNER:

Hao Ni
Neal Massand
Timothy Wang
NI, WANG & MASSAND, PLLC
hni@nilawfirm.com
nmassand@nilawfirm.com
twang@nilawfirm.com