

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

POLYGROUP SERVICES N.A., INC.,

Petitioner,

v.

WILLIS ELECTRIC CO., LTD.,
Patent Owner.

IPR2021-00489
Patent 9,671,097 B2

Before DEBRA K. STEPHENS, STACEY G. WHITE, and
JEFFREY W. ABRAHAM, *Administrative Patent Judges*.

ABRAHAM, *Administrative Patent Judge*.

JUDGMENT

Granting Request for Adverse Judgment After Institution of Trial
37 C.F.R. § 42.73(b)

I. INTRODUCTION

A. *Background and Summary*

Polygroup Services N.A., Inc. (“Petitioner”) filed a petition for *inter partes* review (Paper 1) challenging claims 1–6, 9–11, and 15–20 of U.S. Patent 9,671,097 B2 (Ex. 1001 (“the ’097 Patent”)). Willis Electric Co., Ltd. (“Patent Owner”) timely filed a Preliminary Response (Paper 7). On August 6, 2021, we instituted an *inter partes* review with respect to all grounds of unpatentability asserted in the Petition. Paper 8.

On October 27, 2021, with our authorization, Patent Owner filed an Unopposed Motion for Adverse Judgment pursuant to 37 C.F.R. § 42.73(b). Paper 11.

II. DISCUSSION

Under 37 C.F.R. § 42.73(b), “[a] party may request judgment against itself at any time during a proceeding.” As permitted by this Rule, Patent Owner has explicitly asked the Board to enter adverse judgment against Patent Owner under 37 C.F.R. § 42.73(b). Paper 11, 1. Having reviewed Patent Owner’s unopposed request for adverse judgment, we determine that entry of judgment against Patent Owner is appropriate. Thus, we grant the request for adverse judgment pursuant to 37 C.F.R. § 42.73(b).

III. ORDER

Accordingly, it is

ORDERED that adverse judgment is entered against Patent Owner and this *inter partes* review is terminated pursuant to 37 C.F.R. § 42.73(b).

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FOR PETITIONER:

Trenton Ward
Jason Stach
Brooke M. Wilner
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, LLP
trenton.ward@finnegan.com
jason.stach@finnegan.com
brooke.wilner@finnegan.com

FOR PATENT OWNER:

John P. Fonder
Douglas J. Christensen
CHRISTENSEN, FONDER, DARDI & HERBERT, PLLC
fonder@cfid-ip.com
christensen@cfid-ip.com

Timothy E. Bianchi
SCHWEGMAN, LUNDBERG & WOESSNER, P.A.
tbianchi@slwip.com