NOTE: This order is nonprecedential.

United States Court of Appeals for the Federal Circuit

EBATES PERFORMANCE MARKETING, INC., dba Rakuten Rewards,
Appellant

v.

INTERNATIONAL BUSINESS MACHINES CORPORATION,
Appellee

2024-1232

Appeal from the United States Patent and Trademark Office, Patent Trial and Appeal Board in No. IPR2022-00438.

O R D E R

The parties having so agreed, it is ordered that:

(1) The proceeding is DISMISSED under Fed. R. App. P. 42 (b).

(2) Each side shall bear their own costs.

FOR THE COURT



Jarrett B. Perlow
Clerk of Court

April 29, 2024
Date

ISSUED AS A MANDATE: April 29, 2024