

Filed: December 7, 2023

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE LLC,

Petitioner,

v.

RAFQA STAR, LLC,

Patent Owner.

Case No. IPR2023-00812
U.S. Patent No. 11,145,215

**JOINT MOTION TO TERMINATE *INTER PARTES* REVIEW
PROCEEDING PURSUANT TO 35 U.S.C. § 317 AND 37 C.F.R. § 42.72**

STATEMENT OF PRECISE RELIEF REQUESTED

Pursuant to 35 U.S.C. § 317 and 37 C.F.R. § 42.74, and the Board's authorization provided on December 5, 2023, Petitioner Google LLC ("Google" or "Petitioner") and Patent Owner Rafqa Star, LLC ("Rafqa" or "Patent Owner") (collectively, the "Parties") jointly request termination of this *inter partes* review ("IPR"), No. IPR2023-00812, directed to U.S. Patent No. 11,145,215 ("the '215 patent").

I. Termination Is Appropriate

Petitioner and Patent Owner have settled their dispute regarding U.S. Patent No. 11,145,215, including both this proceeding and Patent Owner's assertion of U.S. Patent No. 11,145,215 in the related district court litigation, *Rafqa Star, LLC v. Google LLC*, No. 6:22-cv-01207 (W.D. Tex.). The parties do not anticipate further litigation between them concerning U.S. Patent No. 11,145,215. There are no related proceedings currently pending before the Board.

An IPR shall be terminated with respect to any petitioner upon the joint request of the Petitioner and the Patent Owner, unless the Office has decided the merits of the proceedings before the request for termination is filed. 37 U.S.C. § 317(a).

Good cause exists to terminate this proceeding because the parties have settled their dispute regarding the U.S. Patent No. 11,145,215 and the proceeding is still at

an early stage. No decision on institution has been issued by the Board regarding the Petition and no other motions or actions are outstanding. Terminating the proceeding now would thus serve the interests of judicial economy as well as the mutual interest of the parties.

II. Agreement in Writing Submitted to the Board

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(b), a true copy of the Parties' settlement agreement is being submitted as Exhibit 1020. The settlement agreement is in writing and constitutes the Parties' entire understanding and agreement.

The Parties are also filing concurrently herewith a joint request under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c) to treat this settlement agreement as business confidential information and be kept separate from the files of the '215 patent. The Parties certify that there are no other agreements or understanding, oral or written, between the Parties made in connection with, or in contemplation of, the termination of this proceeding.

III. Conclusion

For at least the foregoing reasons, the Parties respectfully request that the Board terminate *Inter Partes* Review IPR2023-00812.

Date: December 7, 2023

/Adam Woodward/
Adam Woodward
Counsel for Patent Owner
Rafqa Star, LLC

Respectfully Submitted,

/Kevin D. Rodkey/
Kevin D. Rodkey
Counsel for Petitioner
Google LLC

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **JOINT MOTION OF PETITIONER AND PATENT OWNER TO TERMINATE *INTER PARTES* REVIEW PROCEEDING** was served on December 7, 2023, via email directed to counsel of record for the Patent Owner at the following:

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Dated: December 7, 2023

By: /Daniel E. Doku/
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