UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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INTEL CORPORATION,

Petitioner,

v.

AX Wireless LLC,

Patent Owner.

Case No.: IPR2023-01139
U.S. Patent No. 10,917,272

JOINT MOTION TO TERMINATE PURSUANT TO 35 U.S.C. § 317 AND 37 C.F.R. § 42.74

Pursuant to 35 U.S.C. § 317(a) and 37 C.F.R. § 42.74, Petitioner Intel Corporation ("Petitioner") and Patent Owner AX Wireless LLC ("Patent Owner") hereby jointly request that the above-referenced pending *inter partes* review be terminated. The Board authorized the filing of this motion in an email to the parties on June 24, 2024.

Good cause exists to terminate this proceeding. "The Board expects that a proceeding will terminate after the filing of a settlement agreement, unless the Board has already decided the merits of the proceeding." PTAB Consolidated Trial Practice Guide (Nov. 2019), at 86; *see also* 35 U.S.C. § 317(a) ("An *inter partes* review instituted under this chapter 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 proceeding before the request for termination is filed"). Here, the parties respectfully submit that termination is appropriate because they have reached an agreement resolving their dispute concerning the patent at issue in the above-captioned *inter partes* review, briefing has not been completed on the issues raised in the above-captioned *inter partes* review, and the Board has not issued a final written decision or decided the merits of the proceeding.

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(b), Petitioner and Patent Owner submit concurrently herewith a 37 C.F.R. § 42.74(b) Statement

signed by the parties. *See* Confidential Exhibit 1051. In addition, pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), the parties are concurrently filing a joint request that the Confidential Statement (Confidential Exhibit 1051) be treated as business confidential information, be kept separate from the file of the involved patent, and be made available, on written request to the Board, only to Federal Government agencies or to any person on a showing of good cause.

Dated: June 27, 2024

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on June 27, 2024 a true and correct copy of the foregoing document was served via email, by consent, on Patent Owner by serving the correspondence email addresses of record as follows:

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