

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

US CONEC LTD.,
Petitioner

v.

SENKO ADVANCED COMPONENTS, INC.,
Patent Owner

Case IPR2024-00119
U.S. Patent No. 11,415,760

JOINT MOTION TO TERMINATE *INTER PARTES* REVIEW

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Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

PETITIONER’S UPDATED EXHIBIT LIST

Exhibit No.	Description
1001	U.S. Patent No. 11,415,760 to Takano et al. (“’760 patent”)
1002	Prosecution History of U.S. Patent No. 11,415,760 (U.S. Application No. 17/494,291)
1003	International Publication No. WO 2014/057264 to Raven et al. (“Raven”)
1004	U.S. Patent No. 8,636,424 to Kuffel et al. (“Kuffel”)
1005	U.S. Patent No. 9,599,778 to Wong et al. (“Wong”)
1006	U.S. Patent No. 8,465,317 to Gniadek et al. (“Gniadek”)
1007	Declaration of James F. Brennan III, Ph.D.
1008	<i>Curriculum Vitae</i> of James Brennan III, Ph.D.
1009	Google Data Centers Gallery, accessed at https://www.google.com/about/datacenters/gallery/
1010	“19-Inch Rack,” <i>Lite-On</i> , accessed at https://liteon-cips.com/products/racks/19-inch-rack/
1011	“Rack Unit,” <i>Wikipedia</i> , accessed at https://en.wikipedia.org/wiki/Rack_unit
1012	“18 Port Rack Mount Fiber Enclosure,” <i>Computer Cable Store</i> , accessed at https://www.computercablestore.com/18-port-rack-mount-fiber-enclosure
1013	“What Is Optical Fiber Technology, and How Does It Work?,” <i>NAI</i> , accessed at https://www.nai-group.com/optical-fiber-technology-how-it-works/
1014	“Fiber Optic Adapter/Coupler Tutorial,” <i>FS Community</i> , accessed at https://community.fs.com/blog/fiber-optic-adaptercoupler-tutorial.html
1015	“MT Ferrules Overview,” Furukawa Electric, accessed at https://www.furukawa.co.jp/telecom/en/product/connector/product/mt.html .
1016	U.S. Patent No. 9,411,111 to Banal, Jr. et al.

Exhibit No.	Description
1017	U.S. Patent No. 8,556,646 to Kappla et al.
1018	U.S. Patent No. 6,796,715 to Chiu et al.
1019	“MPO Connector Kit – Product Specifications (Rev. 8),” <i>Nissin Kasei USA Corp.</i> , accessed at https://www.alternetivo.cz/img.asp?attid=798283
1020	Kant, K., “Data Center Evolution: A Tutorial on State of the Art, Issues, and Challenges,” <i>Computer Networks</i> , 53:2939-65 (2009)
1021	“Fiber Optic Rack Mount Enclosure, 3-Panel 1 RMS,” <i>Computer Cable Store</i> , accessed at https://www.computercablestore.com/fiber-optic-rack-mount-enclosure-3-panel-1-rms
1022	Wenke, I.G., “Report on Fiber Optic Cables,” <i>HSB Technical Report</i> (2015)
1023	Curran, M. & Shirk, B., “Basics of Fiber Optics”, accessed at https://www.fibersystems.com/pdf/whitepapers/Basics-of-Fiber-Optics.pdf (May 2016)
1024	“Fiber Optic Connector Tutorial,” <i>Fibermart</i> , accessed at https://www.fiber-mart.com/news/fiber-optic-connector-tutorial-a-848.html
1025	Satake, T., “The History of the MT and its Variations,” <i>IEEE Xplore</i> (2017)
1026	U.S. Patent No. 5,615,293 to Sayegh
1027	Childers, D., et al., “Multi-Fiber, MT Ferrule Endface Fiber Tip Displacement Model for Physical Contact Interconnects,” White Paper (2006)
1028	Board E-mail Authorizing Preliminary Reply, May 1, 2024
1029	E-mail Correspondence Between Parties Memorializing Meet-and-Confer, April 30, 2024
1030	New Patent Assignment, Reel No. 062557, Frame No. 0588
1031	Settlement Agreement (Confidential)

Pursuant to 37 C.F.R. § 42.74 and the authorization provided by the Board, Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), Petitioner US Conec Ltd. (“Petitioner”) and Patent Owner Senko Advanced Components, Inc. (“Patent Owner”) (collectively, the “Parties”) jointly request termination of this proceeding, IPR2024-00119, directed to U.S. Patent No. 11,415,760 (“the ’760 patent”).

Petitioner and Patent Owner are currently submitting a true copy of any agreement or understanding between Petitioner and Patent Owner made in connection with, or in contemplation of, the termination of the proceeding under 37 C.F.R. § 42.74(b) with this joint motion. The Parties further jointly certify that there are no further agreements or understandings, oral or written, between them, including any collateral agreements, made in connection with, or in contemplation of, the termination of this proceeding as set forth in 35 U.S.C. § 317(b). The Parties request that any agreement or understanding submitted be maintained as business confidential under 37 C.F.R. § 42.74(c), and are concurrently filing a separate joint request to this effect.

Petitioner and Patent Owner have resolved their disputes regarding the ’760 patent, including both in this proceeding and Patent Owner’s assertion of the ’760 patent in the related district court litigation, *Senko Advanced Components, Inc. v. US Conec Ltd.*, 1:23-cv-00083 (D. Del.). The parties do not anticipate further litigation between them concerning the ’760 patent. The following proceedings

involving the parties are currently pending before the Board and have been instituted: IPR2024-00115, IPR2024-00116, IPR2024-00117, IPR2024-00118, IPR2024-00120, IPR2024-00121. The following proceedings involving the parties are currently pending before the Board and have not been instituted: IPR2024-00805, PGR2024-00032, PGR2024-00037, IPR2024-01074. Institution was denied in IPR2024-00122, involving the parties, and Petitioner has submitted a rehearing request. The '760 patent is not involved in these other pending proceedings.

I. STATEMENT OF RELIEF REQUESTED

As authorized by the Board, the parties are jointly and contemporaneously filing: (i) this joint motion to terminate the proceeding; (ii) a true copy of any agreement or understanding between Petitioner and Patent Owner made in connection with, or in contemplation of, the requested termination of the Petition; and (iii) a joint request to treat the agreement as business confidential information and keep the agreement separate from the file of the involved patent, pursuant to 37 C.F.R. § 42.74(c).

Petitioner and Patent Owner jointly request that the Board terminate this proceeding in its entirety. Termination is appropriate at this stage and in view of a settlement between Petitioner and Patent Owner. An *inter partes* review 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. 35 U.S.C. § 317(a); *see also* 2019

Consolidated Patent Office Trial Practice Guidelines, p. 86 (“[T]here are strong public policy reasons to favor settlement between the parties The Board expects that a proceeding will terminate . . . unless the Board has already decided the merits of the proceeding.”). Good cause exists to terminate this proceeding because (1) Petitioner and Patent Owner have resolved their disputes regarding the ’760 patent; (3) this proceeding is still at an early stage because the Office has not yet decided the merits of the proceedings; and (4) terminating the proceeding now would thus serve the interests of judicial economy as well as the mutual interest of the parties.

II. CONCLUSION

Petitioner and Patent Owner respectfully request that the Board grant the parties' Joint Motion to Terminate this proceeding in its entirety. This joint pleading is being filed by the Petitioner, with the consent of the Patent Owner.

Respectfully submitted,

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/Jason D. Eisenberg/

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Counsel for Petitioner US Conec Ltd.

Date: August 27, 2024

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CERTIFICATE OF SERVICE (37 C.F.R. § 42.6(e)(1))

The undersigned certifies that true and correct copies of the foregoing
JOINT MOTION TO TERMINATE *INTER PARTES* REVIEW and
EXHIBIT 1031 (CONFIDENTIAL) were served in their entireties electronically
via e-mail on August 27, 2024, on the following counsel of record for Patent
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