UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BITSGAP HOLDING OU, PAYBIS LTD.,
CRYPTOHOPPER BV and CRYPTENSE SAS,
Petitioner,

v.

INTERCURRENCY SOFTWARE LLC,
Patent Owner.

Case IPR2024-01293
Patent 10,062,107

PETITIONERS' UNOPPOSED MOTION TO WITHDRAW

PETITION FOR *INTER PARTES* REVIEW

UPDATED EXHIBIT LIST

Exhibit No.	Document Description
1001	The ’107 Patent – U.S. Patent No. 10,062,107
1002	Declaration of Marc Reid
1003	C.V. of Marc Reid
1004	The File History of the ’107 Patent
1005	U.S. Patent Application Publication 2002/0087454 to Calo et al. (“Calo”)
1006	U.S. Patent Application Publication 2006/0095361 to Rude (“Rude”)
1007	U.S. Patent Application Publication 2002/0023053 to Szoc et al. (“Szoc”)
1008	U.S. Patent No. 4,251,867 to Uchida et al. (“Uchida”)
1009	U.S. Patent Application Publication 2002/0010673 to Muller et al. (“Muller”)
1010	U.S. Patent Application Publication 2006/0124729 to Martin (“Martin”)
1011	U.S. Patent Application Publication 2006/0294004 to Burge (“Burge”)

1012	U.S. Patent Application Publication 2007/0055590 to Kretzschmar et al. ("Kretzschmar")
1013	U.S. Patent Application Publication 2006/0015437 to Kulasooriya et al. ("Kulasooriya")
1014	U.S. Patent No. 5,897,621 to Brian Paul Boesch ("Boesch")
1015	U.S. Patent No. 6,829,590 to Greener et al. ("Greener")
1016	U.S. Patent Application Publication 2005/0021454 to Karpovich et al. ("Karpovich")
1017	U.S. Patent Application Publication 2007/0005481 to Kidea et al. ("Kidea")
1018	U.S. Patent Application Publication 2004/0267655 to Davidowitz et al. ("Davidowitz")
1019	U.S. Patent Application Publication 2004/0236664 to Sellberg et al. ("Sellberg")
1020	U.S. Patent Application Publication 2008/0147569 to Kahan et al. ("Kahan")
1021	U.S. Patent Application Publication 2001/0049651 to Selleck ("Selleck")
1022	U.S. Patent Application Publication 2002/0128958 to Slone ("Slone")

1023	U.S. Patent Application Publication 2002/0184134 to Olsen et al. ("Olsen")
1024	U.S. Patent Application Publication 2004/0177024 to Bok et al. ("Bok")
1025	U.S. Patent No. 7,778,919 to Waelbroeck et al. ("Waelbroeck")
1026	U.S. Patent No. 5,077,665 to Silverman et al. ("Silverman")
1027	Peter Rosenstreich, FOREX Revolution, An Insider's Guide to the Real World of Foreign Exchange Trading (1995). Library of Cong. Cat. No. 2005921697.
1028	Cornelius Luca, Trading in the Global Currency Markets, An Insider's Guide to the Real World of Foreign Exchange Trading (2005). Library of Cong.: ISBN 0-13-293424-8, HG3851.L83 1995.
1029	Rime, Dagfinn, "New Electronic Trading Systems in Foreign Exchange Markets," New Economy Handbook, pp. 469-504 (2003)
1030	Traders Magazine, "OMS Solutions: The Buysides Key to the Trading Highway," Editorial Staff, July 5, 2006.
1031	Declaration of the Glenn J. Perry
1032	Support Document
1033	Petitioners' Sotera Stipulation
1034	CONFIDENTIAL Settlement Agreement

The Parties in this case have reached a settlement that addresses this proceeding. Petitioners therefore contacted the Board on November 12, 2024, to inform the Board of the settlement and request authorization to file a motion to terminate this proceeding. The request to file a motion to terminate this proceeding was denied by the Board in its email of November 20, 2024, because Patent Owner has not filed its Mandatory Notices. The Board has indicated that, until the Patent Owner files its Mandatory Notices, no motion to terminate is authorized. The Board, however, authorized Petitioners to file a motion to withdraw its Petition. Accordingly, Petitioners hereby file this Unopposed Motion to Withdraw the Petition for *Inter Partes* Review in IPR2024-01293, and request withdrawal of the Petition and dismissal of the proceeding. Patent Owner does not oppose termination of the proceeding, and in fact, has required it as part of the settlement.

Pursuant to 35 U.S.C. § 317(b), 37 C.F.R. § 42.74, the Petitioners have concurrently filed the Settlement Agreement as Exhibit 1034. There are no other agreements, oral or written, between the Parties made in connection with, or in contemplation of, the termination of the proceeding. Petitioners have concurrently filed a request to treat the Settlement Agreement as confidential business information pursuant to 37 C.F.R. § 42.74(c), consistent with the provisions of the Agreement.

The Board should withdraw the Petition and dismiss this proceeding because the Petitioner has filed this motion to withdraw the Petition before the Office "has decided the merits of the proceeding." 35 U.S.C. § 317(a).

The Parties also have reached a resolution as to all the disputes in this proceeding and as to the patent at issue.

Allowing withdrawal of the Petition and dismissing this proceeding would save significant further expenditure of resources by the Parties and the Board. Allowing withdrawal of the Petition would also further the purpose of *inter partes* review proceedings, which seek to provide an efficient and less costly alternative forum for patent disputes. Further, maintaining the proceeding would discourage further resolutions, as patent owners in similar situations would have a strong disincentive to resolve the dispute if they perceived that an *inter partes* review would continue regardless of a resolution.

For these reasons, allowing Petitioners to withdraw the Petition in IPR2024-01293 and dismissing the proceeding is appropriate.

Respectfully submitted,

Dated: November 20, 2024

/Joshua A. Griswold/

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CERTIFICATE OF SERVICE

Pursuant to 37 CFR § 42.6(e), the undersigned certifies that on November 20, 2024, a complete and entire copy of this Petitioners' Unopposed Motion to Withdraw Petition for Inter Partes Review and Exhibit 1034 were provided by Federal Express, to the Patent Owner, by serving the correspondence addresses of record as follows:

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