

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE LLC,
Petitioner,

v.

ECOFACITOR, INC.,
Patent Owner.

IPR2025-00097
Patent 11,835,394 B2

Before CHRISTOPHER L. OGDEN, SCOTT B. HOWARD, and
BRENT M. DOUGAL, *Administrative Patent Judges*.

DOUGAL, *Administrative Patent Judge*.

JUDGMENT

Granting Request for Adverse Judgment After Institution of Trial
37 C.F.R. § 42.73(b)

Patent Owner, EcoFactor, Inc., requests judgment against itself under 37 C.F.R. § 42.73(b)(2), with respect to claims 1–18 of U.S. Patent 11,835,394 B2 (“’394 Patent”). Paper 8. Petitioner, Google LLC, has not filed an opposition and the time for any response has now passed.

Patent Owner filed a statutory disclaimer under 37 C.F.R. § 1.321(a) disclaiming all claims of the ’394 Patent. Ex. 2001.

A party before the Board “may request judgment against itself at any time during a proceeding.” 37 C.F.R. § 42.73(b). “Cancellation or disclaimer of a claim such that the party has no remaining claim in the trial” constitutes a request for adverse judgment. 37 C.F.R. § 42.73(b)(2).

As all claims of the ’394 Patent have been disclaimed, Patent Owner’s request for adverse judgment is *granted*, and the proceeding is terminated.

It is ORDERED that:

Patent Owner’s Request for Adverse Judgment is *granted*; and

This proceeding is *terminated*.

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PETITIONER

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