

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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MOTORTECH GMBH and MOTORTECH AMERICAS, LLC,

Petitioners,

- vs. -

ALTRONIC, LLC,

Patent Owner

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Case IPR2025-00398  
U.S. Patent No. 7,401,603

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**UNOPPOSED MOTION TO TERMINATE *INTER PARTES* REVIEW**

Pursuant to 35 U.S.C. § 317(a) and 37 C.F.R. § 42.74, Petitioners MOTORTECH GMBH and MOTORTECH AMERICAS, LLC (“MOTORTECH”) request termination of *inter partes* review (“IPR”) of the pending case. The dispute between MOTORTECH and Patent Owner Altronic, LLC (“Patent Owner”) has been resolved pursuant to a written agreement (the “Settlement Agreement”). As such, MOTORTECH moves to terminate this IPR proceeding. Patent Owner does not oppose this motion.

In accordance with 37 C.F.R. § 42.20(b), MOTORTECH sought authorization to file this motion. Patent Owner did not oppose that request, and MOTORTECH received authorization to file this motion from the Board on April 18, 2025.

Termination is proper for at least the following reasons:

- The Board has not yet “decided the merits of the proceeding before the request for termination is filed.” 35 U.S.C. § 317(a); 77 Fed. Reg. at 48,768 (“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.”). In this case, no decision regarding whether to grant or deny institution has yet been entered. This supports the propriety of terminating this proceeding. *Id.* And 35 U.S.C. § 317(a) provides that even “[a]n 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.”

- MOTORTECH’s request for termination is not opposed by Patent Owner.

77 Fed. Reg. 48,756, 48,768 (Aug. 14, 2012) (“There are strong public policy reasons to favor settlement between the parties to a proceeding”).

- The Settlement Agreement, Exhibit 3001, has been made in writing, and a true and correct copy shall be filed with this Office as business confidential information pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(b)-(c).

MOTORTECH certifies that there are no collateral agreements or understandings made in connection with, or in contemplation of, the termination of this *inter partes* review.

For the foregoing reasons, MOTORTECH requests that the Board terminate the instant proceeding.

Respectfully submitted,

Date: April 22, 2025

/s/ Jeffrey D. Blake  
Jeffrey D. Blake (Reg. No. 58,884)  
Merchant & Gould P.C.  
191 Peachtree Street, NE, Suite 3800  
Atlanta, GA 30303  
Tel: (404) 954-5040

Benjamin A. Tramm (Reg. No. 62,303)  
Merchant & Gould P.C.  
150 South Fifth Street  
Suite 200

Minneapolis, MN 55402

jblake@merchantgould.com

btramm@merchantgould.com

MOTORTECHIPR@merchantgould.com

*Counsel for Petitioner*

***MOTORTECH GMBH and***

***MOTORTECH AMERICAS, LLC***

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                         |   |                           |
|-------------------------|---|---------------------------|
| MOTORTECH GMBH and      | § |                           |
| MOTORTECH AMERICAS, LLC | § | IPR No. 2025-00398        |
| Petitioners             | § | U.S. Patent No. 7,401,603 |
|                         | § |                           |
|                         | § |                           |

**CERTIFICATE OF SERVICE**

The undersigned certifies, in accordance with 37 C.F.R. §§ 42.105 and 42.6,  
that service was made on the Patent Owner as detailed below.

|                          |                                                                                                                                                                                                                                                              |
|--------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <i>Date of service</i>   | April 22, 2025                                                                                                                                                                                                                                               |
| <i>Manner of service</i> | Email                                                                                                                                                                                                                                                        |
| <i>Documents served</i>  | Unopposed Motion to Terminate <i>Inter Partes</i><br>Review                                                                                                                                                                                                  |
| <i>Persons served :</i>  | Brian M. Koide (Reg. No. 41,123)<br>William F. Nixon (Reg. No. 44,262)<br>Millen, White, Zelano & Branigan PC<br>Arlington Courthouse Plaza 1<br>2200 Clarendon Boulevard, Suite 1400<br>Arlington, VA 22201<br><br>Email: bkoide@MWZB.com<br>Nixon@MWZB.com |

/s/ Jeffrey D. Blake  
Jeffrey D. Blake  
Registration No. 58,884