

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE OFFICE OF THE UNDER SECRETARY OF COMMERCE
FOR INTELLECTUAL PROPERTY AND DIRECTOR OF THE
UNITED STATES PATENT AND TRADEMARK OFFICE

NXP USA, INC. and QUALCOMM INCORPORATED,
Petitioner,

v.

REDSTONE LOGICS LLC,
Patent Owner.

IPR2025-00485
Patent 8,549,339 B2

Before COKE MORGAN STEWART, *Acting Under Secretary of
Commerce for Intellectual Property and Acting Director of the United States
Patent and Trademark Office.*

DECISION
Denying Institution of *Inter Partes* Review

Redstone Logics, LLC (“Patent Owner”) filed a request for discretionary denial (Paper 7, “DD Req.”) in the above-captioned case, and Qualcomm Incorporated (“Petitioner”) filed an opposition (Paper 10, “DD Opp.”).¹

After considering the parties’ arguments and the record, and in view of all relevant considerations, discretionary denial of institution is appropriate in this proceeding. This determination is based on the totality of the evidence and arguments the parties have presented.

In particular, the projected final written decision due date in the Board proceeding is September 12, 2026. DD Req. 6. The district court’s scheduled trial date is June 22, 2026. *Id.*; Ex. 2002, 5. As such, it is unlikely that a final written decision in this proceeding will issue before the district court trial occurs. Furthermore, the parties have made meaningful investment in the district court proceeding. DD Req. 8–10. For example, the district court has held a *Markman* hearing. *Id.* at 8–9; Ex. 2002, 3. Additionally, the challenged patent has been in force for approximately twelve years, creating strong settled expectations, and Petitioner does not provide any persuasive reasoning why an *inter partes* review is an appropriate use of Board resources. *Dabico Airport Sols. Inc. v. AXA Power ApS*, IPR2025-00408, Paper 21 at 2–3 (Director June 18, 2025).

Although certain arguments are highlighted above, the determination to exercise discretion to deny institution is based on a holistic assessment of all of the evidence and arguments presented. Accordingly, the Petition is denied under 35 U.S.C. § 314(a).

¹ Co-Petitioner NXP USA Inc., and Patent Owner filed a joint motion to dismiss NXP as Co-Petitioner due to settlement. Paper 8.

In consideration of the foregoing, it is:

ORDERED that Patent Owner's request for discretionary denial is *granted*;

FURTHER ORDERED that the Petition is *denied*, and no trial is instituted.

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