

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE, LLC.,
Petitioner,

v.

ART RESEARCH AND TECHNOLOGY LLC,
Patent Owner.

Inter Partes Review Case No. IPR2025-01404
U.S. Patent No. 9,451,001

MOTION TO WITHDRAW PETITION FOR *INTER PARTES* REVIEW

TABLE OF EXHIBITS

Exhibit No.	Description
1001	U.S. Patent No. 9,451,001 (“ 001 patent ”).
1002	Declaration of Henry Houh, Ph.D.
1003	C.V. of Henry Houh, Ph.D.
1004	U.S. Patent Publication 2008/0154908 A1 (“ Datar ”).
1005	A Web-Enabled Video Indexing System (“ Zhou ”).
1006	U.S. Patent No. 7,051,275 B2 (“ Gupta ”).
1007	U.S. Patent Publication 2013/0145248 A1 (“ Friedlander ”).
1008	U.S. Patent No. 8,706,685 B1 (“ Smith ”).
1009	BilVideo-7: An MPEG-7-Compatible Video Indexing and Retrieval System (“ Bastan ”).
1010	U.S. Patent No. 7,260,564 B1.
1011	<i>Not submitted.</i>
1012	File History of U.S. Application No. 14/170,149.
1013	U.S. Pat. App. Pub. 2009/0327856 A1 (“ Mouilleseaux ”).
1014	U.S. Patent No. 9,697,230 B2 (“ 230 patent ”).
1015	Claim Chart Exhibit attached to Complaint in <i>ART Research and Technology v. Google, LLC et al.</i> , Civ. Action No. 3:24-cv-04898 (N.D. Cal).
1016	Redline chart illustrating differences between claims.
1017	Declaration of June Ann Munford.
1018	U.S. Patent No. 7,801,910 B2 (“ 910 patent ”).
1019	U.S. Patent No. 8,346,747 B2 (“ Liu ”).

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1020	U.S Patent No. 8,285,758 B1 (“ Bono ”).
1021	U.S. Patent No. 8,276,096 B2 (“ Plow ”).
1022	Order Granting Motion to Dismiss, <i>ART Research and Technology v. Google, LLC et al.</i> , Civ. Action No. 3:24-cv-04898 (N.D. Cal. Sept. 29, 2025).
1023	Order Granting Stipulated Judgment and Dismissal, <i>ART Research and Technology v. Google, LLC et al.</i> , Civ. Action No. 3:24-cv-04898 (N.D. Cal. Nov. 26, 2025).

I. INTRODUCTION

Pursuant to 37 C.F.R. §§ 42.71(a), 42.72 and the Board’s authorization by email dated December 11, 2025, Petitioner Google, LLC (“Google” or “Petitioner”) moves to withdraw its Petition for *Inter Partes* Review concerning U.S. Patent No. 9,451,001 (“the ’001 Patent”) and thereby terminate IPR2025-01404 pre-institution. Patent Owner, ART Research and Technology LLC (“ART” or “Patent Owner”), does not oppose this Motion. Withdrawal of the Petition for IPR will preserve the resources of the Board and the parties.

II. STATEMENT OF FACTS

On August 8, 2024, ART asserted the ’001 Patent against Google in the action entitled *ART Research and Technology LLC v. Google, LLC*, NDCA-3-24-cv-04898 (N.D. Cal. Aug. 8, 2024) (the “Litigation”). In response, Petitioner filed the instant petition for *inter partes* review challenging all claims of the ’001 Patent, which was accorded a filing date of August 12, 2025. *Google, LLC v. ART Research and Technology LLC*, IPR2025-01404 (PTAB Aug. 14, 2025).

On September 29, 2025, the District Court granted Petitioner’s motion to dismiss, and the Litigation was terminated pursuant to stipulated judgment on November 26, 2025. Copies of the District’s Court’s order granting the motion to dismiss and the terminating the litigation are attached as Exhibits 1022 and 1023 to this Motion. As of the date of this Motion, the Board has not rendered a decision on

institution. Patent Owner confirmed that it does not oppose the withdrawal of the Petition in IPR2025-01404.

Additionally, Petitioner has simultaneously filed similarly unopposed motions to withdraw in *Inter Partes* Review No. IPR2025-01403 of U.S. Patent No. 10,084,840, *Inter Partes* Review No. IPR2025-01405 of U.S. Patent No. 10,681,103, and *Inter Partes* Review No. IPR2025-01406 of U.S. Patent No. 10,609,442.

III. ARGUMENT

Good cause exists to grant Petitioner's Motion pursuant to 37 C.F.R. §§ 42.71(a) and 42.72. IPR2025-01404 remains at the earliest procedural stage: the Board has not reached a decision on institution. Notably, Patent Owner does not oppose this Motion to withdraw the Petition.

As the Board has recognized, early termination by petition withdrawal—particularly when unopposed—promotes efficiency and substantially conserves the Board's and parties' resources. *Reolink Digital Technology Co., Ltd. v. KT Imaging USA, LLD*, IPR2024-01154, Paper 6, 2 (PTAB Sep. 23, 2024) (“determin[ing] that it is appropriate to grant Petitioner's Motion to withdraw the Petitions and terminate the proceedings” where “Patent Owner ... does not oppose the withdrawal of the Petition” and “proceeding[s] are in their preliminary stages, and no decisions on whether to institute *inter partes* review have been made.”); *see*

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also DirectTV, LLC v. Entropic Communications, LLC, IPR2024-01063, Paper 8, 2-3 (PTAB Oct. 17, 2024).

Further, termination of the instant IPR is appropriate because all pending disputes between the parties concerning the '001 Patent have been resolved in the district court litigation, and the concurrent litigation has been dismissed. (Ex. 1023). Under such circumstances, withdrawal serves the interests of the parties and the Board and furthers the objectives of 37 C.F.R. § 42.1(b) in “secur[ing] the just, speedy, and inexpensive resolution of every proceeding.”

IV. CONCLUSION

For at least these reasons, Petitioner respectfully requests that the Board grant this Motion to Withdraw the above-captioned IPR petition and thereby terminate the instant IPR proceedings.

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that the above-captioned “MOTION TO WITHDRAW PETITION FOR *INTER PARTES* REVIEW” was served in its entirety on December 16, 2025, by filing this document through the Patent Trial and Appeal Case Tracking System as well as delivering a copy via electronic mail upon the following attorneys of record for the Patent Owner:

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