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Subject: IPR2026-00100 Statutory Disclaimer – Motion to Terminate
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Honorable Board:

Patent Owner SitNet LLC wishes to inform the Board that it has filed a statutory disclaimer of all claims of U.S. Patent 10,117,290 at issue in IPR2026-00100. As no claims remain in this IPR, Patent Owner requests authorization to file a motion to terminate the IPR.

Patent Owner further requests that this disclaimer not be treated as a request for adverse judgment because it was filed to conserve the limited resources of the Board and the Parties in light of the fact that the '290 Patent is no longer involved in any copending litigation.

Petitioner opposes Patent Owner's request and instead requests that the Board enter adverse judgment. Pursuant to 37 C.F.R. § 42.73(b)(2), the Board construes disclaimer of a claim such that the party has no remaining claim in the trial, as here, as a request for adverse judgment. Petitioner also refers the Board to the following Board decisions, which have held that such a disclaimer should be treated as a request for adverse judgment: IPR2025-00702 (Paper 18), IPR2024-01315 (Paper 37), and IPR2023-00739 (Paper 57). Accordingly, termination without adverse judgment is not appropriate.

If the Board would like to hold a conference call to discuss this request, the Parties will provide their availability.

Respectfully submitted,

Patrick Maloney

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