

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

EBURY PARTNERS UK LTD.,

Petitioner,

v.

INTERCURRENCY SOFTWARE LLC,

Patent Owner.

IPR2026-00152

U.S. Patent No. 11,620,701 B1

**UNOPPOSED MOTION TO WITHDRAW
PETITION FOR *INTER PARTES* REVIEW**

EXHIBIT LIST

Exhibit #	Description
1001	U.S. Patent No. 11,620,701 to Jacky Benmoha (“the ’701 Patent”)
1002	Prosecution File History for the ’701 Patent
1003	Declaration of Marc Reid
1004	U.S. Patent App. Pub. No. 2002/0087454 A1 to Bea Calo et al. (“ <i>Calo</i> ”)
1005	U.S. Patent App. Pub. No. 2006/0095361 A1 to Michael Rude (“ <i>Rude</i> ”)
1006	U.S. Patent App. Pub. No. 2004/0236664 A1 to Lars-Ivar Sellberg et al. (“ <i>Sellberg</i> ”)
1007	U.S. Patent App. Pub. No. 2002/0023053 A1 to Ronald Szoc et al. (“ <i>Szoc</i> ”)
1008	U.S. Patent App. Pub. No. 2004/0267655 A1 to James Davidowitz et al. (“ <i>Davidowitz</i> ”)
1009	Original Complaint, <i>Intercurrency Software LLC v. Ebury Partners UK Ltd.</i> , No. 2-25-cv-01030 (E.D. Tex. Oct. 9, 2025), Dkt. 1
1010	Claim Listing of the ’701 Patent
1011	<i>Askeladden L.L.C. v. Intercurrency Software LLC</i> , IPR2024-00375, Paper 17 (PTAB July 1, 2025)
1012	<i>Askeladden L.L.C. v. Intercurrency Software LLC</i> , IPR2024-00376, Paper 16 (PTAB July 14, 2025)
1013	<i>Askeladden L.L.C. v. Intercurrency Software LLC</i> , IPR2024-00377, Paper 16 (PTAB July 14, 2025)
1014	<i>Askeladden L.L.C. v. Intercurrency Software LLC</i> , IPR2024-00378, Paper 17 (PTAB July 1, 2025)

1015	Dagfinn Rime, <i>New Electronic Trading Systems in Foreign Exchange Markets</i> , New Economy Handbook, Chapter 21, pp. 469-504 (2003)
1016	Lawrence J. Gitman & Michael D. Joehnk, <i>Fundamentals of Investing</i> (5th ed. 1993)
1017	Peter Rosenstreich, <i>FOREX Revolution, An Insider's Guide to the Real World of Foreign Exchange Trading</i> 24-25 (1995). Library of Cong.: Cat. No. 2005921697
1018	Cornelius Luca, <i>Trading in the Global Currency Markets, An Insider's Guide to the Real World of Foreign Exchange Trading</i> (2005). Library of Cong.: ISBN 0-13-293424-8, HG3851.L83 1995.
1019	Traders Magazine, <i>OMS Solutions: The Buysides Key to the Trading Highway</i> , Editorial Staff, July 5, 2006
1020	Settlement and License Agreement
1021	Joint Stipulation of Dismissal With Prejudice
1022	Order Accepting Stipulation of Dismissal

I. STATEMENT OF RELIEF REQUESTED

Pursuant to the Board’s authorization via email on February 18, 2026, Petitioner Ebury Partners UK Ltd. (“Petitioner”) respectfully moves to withdraw its Petition in the above-captioned proceeding as a result of a settlement between Petitioner and Intercurrency Software LLC (“Patent Owner”) and requests that the Board terminate this proceeding. Petitioner has met and conferred with Patent Owner. Patent Owner does not oppose the relief requested in this motion or termination of the proceeding.

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(b), Petitioner submits concurrently herewith a true and correct copy of the settlement agreement governing the resolution of this *inter partes* review and the underlying litigation. *See* EX1020. There are no other agreements, oral or written, between the parties made in connection with, or in contemplation of, the termination of this proceeding.

II. ARGUMENT

A. Good cause exists to withdraw the Petition and terminate this proceeding.

“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.” Patent Trial and Appeal Board Trial Practice Guide (Nov. 2019) at 86; *see also id.* (“There are strong public policy reasons to favor settlement between the parties to a proceeding.”); 37 C.F.R. § 42.72 (“The Board may terminate a trial

without rendering a final written decision, where appropriate[.]”). Here, Petitioner respectfully submits that withdrawal of the Petition and termination of the proceeding is appropriate because the parties have reached an agreement that resolves all disputes between the parties involving U.S. Patent No. 11,620,701 (the “’701 Patent”) at issue in the above-captioned *inter partes* review and the Board has not issued a final written decision or decided the merits of the proceeding. See EX1020. Indeed, this case is in an early stage. The Petition was filed on December 17, 2025. Patent Owner has not filed a request for discretionary denial or a preliminary response, and the Board has not issued an institution decision. Moreover, the parties filed a Joint Stipulation of Dismissal with Prejudice in the United States District Court for the Eastern District of Texas on February 13, 2026, in the underlying lawsuit styled *Intercurrency Software LLC v. Ebury Partners UK Ltd.*, Case No. 2:25-cv-01030-JRG (E.D. Tex.). See EX1021. The underlying lawsuit has now been dismissed. See EX1022. Neither Petitioner nor Patent Owner will be prejudiced by termination of this proceeding, and the parties’ Settlement Agreement contemplates Petitioner filing a motion to withdraw or terminate this proceeding. See EX1020 at 5.

B. Identification of Parties and Status of Litigation

As noted above, the parties filed a Joint Stipulation of Dismissal with Prejudice in the underlying district court litigation between the parties, and the

underlying lawsuit has been dismissed. See EX1021; EX1022. Patent Owner is the plaintiff in the district court litigation. Petitioner is the named defendant in the district court litigation. Ebury Partners UK Ltd. is the only Petitioner in this proceeding, meaning that the Petition can be withdrawn and this proceeding can be terminated in its entirety pursuant to this motion.

III. CONCLUSION

For the reasons set forth above, Petitioner has complied with the requirements of 35 U.S.C. § 317 and 37 C.F.R. §§ 42.72 and 42.74, and it is appropriate for the Board to withdraw the Petition and terminate the above-captioned *inter partes* review proceeding. Petitioner respectfully requests that the Board grant this unopposed motion to withdraw the Petition and terminate this proceeding.

Respectfully submitted,

BAKER BOTTS L.L.P.

/Clarke W. Stavinoha/
Clarke W. Stavinoha (Reg. No. 71,152)
Lead Counsel for Petitioner

Date: February 20, 2026

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that on February 20, 2026, a complete and entire copy of this **UNOPPOSED MOTION TO WITHDRAW PETITION FOR *INTER PARTES* REVIEW** and Exhibits 1020-1022 were served on Patent Owner via Federal Express, postage prepaid, at the correspondence address of record for the '701 Patent:

Joe Zheng
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Cupertino, CA 95015

Respectfully submitted,
BAKER BOTTS L.L.P.

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