

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

OSSIA, INC.,
Petitioner,

v.

ENERGOUS CORPORATION,
Patent Owner.

Case PGR2016-00024
Patent 9,124,125 B2

Before JAMESON LEE, JUSTIN T. ARBES, and KERRY BEGLEY,
Administrative Patent Judges.

LEE, *Administrative Patent Judge.*

JUDGMENT
37 C.F.R. § 42.73(b)

On May 31, 2016, Ossia, Inc. (“Petitioner”) filed a Petition (Paper 2) requesting post-grant review of claims 1–18 of U.S. Patent No. 9,124,125 B2 (Ex. 1001, “the ’125 patent”). On November 29, 2016, we instituted trial on only claims 5 and 6. Paper 20. On January 13, 2017, Energous Corporation (“Patent Owner”) filed a paper stating: “Patent Owner respectfully requests that the Board cancel claims 5 and 6 and, in view of the cancellation of all claims remaining in the trial, Patent Owner respectfully requests that the Board enter final, adverse judgment.” Paper 29, 1.

Under 37 C.F.R. § 42.73(b)(2), a party may request judgment against itself at any time during a proceeding, and cancellation or disclaimer of a claim such that the party has no remaining claim in the trial is an action construed to be a request for entry of adverse judgment.

It is

ORDERED that Patent Owner’s request for entry of adverse judgment is *granted* and adverse judgment is herein entered against Patent Owner.

PGR2016-00024
Patent 9,124,125 B2

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