

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SENKO ADVANCED COMPONENTS, INC.
Petitioner

v.

US CONEC LTD.
Patent Owner

Case: PGR2024-00046
Patent No. 11,808,994

JOINT MOTION TO WITHDRAW THE PETITION

EXHIBIT LIST

Exhibit No.	Description
1001	U.S. Patent No. 11,808,994
1002	Declaration of Edward Lurie
1003	U.S. Publication No. 2019/0018209 (“Takano’209”)
1004	U.S. Provisional Application No. 62/588,276
1005	U.S. Publication No. 2017/0205588 (“Lee”)
1006	U.S. Patent No. 6,450,695 (“Matsumoto”)
1007	U.S. Publication No. 2016/0202431 (“Hill”)
1008	English Translation of Japanese Patent No. 2573482 (“Shimozu”)
1009	U.S. Patent No. 11,307,369 (“Takano’369”)
1010	U.S. Provisional Application No. 62/532,710
1011	U.S. Publication No. 2020/0285005 (“Watanabe”)
1012	U.S. Publication No. 2018/0217340 (“Wong”)
1013	U.S. Provisional Application No. 62/463,901
1014	English Translation of Japanese Publication No. 2012-053375 (“Toyama”)
1015	QSFP-DD Hardware Specification (“QSFP-DD”)
1016	SFP-DD Hardware Specification (“SFP-DD”)
1017	PCT Publication No. WO 2018/042775

Exhibit No.	Description
1018	U.S. Publication No. 2018/0224608
1019	U.S. Publication No. 2005/0136722
1020	U.S. Publication No. 2018/0106972
1021	U.S. Patent No. 11,733,466
1022	U.S. Patent No. 5,673,346
1023	U.S. Publication No. 2016/0161680
1024	U.S. Publication No. 2005/0135753
1025	U.S. Patent No. 9,366,829
1026	U.S. Patent No. 5,222,168
1027	PCT Publication No. 2012/174227
1028	Tutorials of Fiber Optic Products: Fiber Optic Connector Polishing
1029	UPC or APC – Which One to Chose
1030	APC vs. UPC: What’s the Difference
1031	Prosecution History of U.S. Application No. 17/327,197
1032	Prosecution History of U.S. Patent No. 11,808,994
1033	Stay Order
1034	Claim Listing
1035	QSFP-DD MSA Group Announces New Hardware Specification
1036	Internet Archive WayBack Machine: QSFP-DD MSA Group Announces New Hardware Specification

Exhibit No.	Description
1037	SFP-DD MSA Releases Specification for High-Speed, High-Density Interface
1038	Internet Archive WayBack Machine: SFP-DD MSA Releases Specification for High-Speed, High-Density Interface
1039	Settlement Agreement (confidential)

Emphasis added throughout unless indicated otherwise.

Pursuant to 37 C.F.R. § 42.74 and the authorization provided by the Board, Pursuant to 35 U.S.C. § 327(b) and 37 C.F.R. § 42.74(c), Petitioner Senko Advanced Components, Inc. (“Petitioner”) and Patent Owner US Conec Ltd. (“Patent Owner”) (collectively, the “Parties”) jointly request withdrawal of this proceeding, PGR2024-00046, directed to U.S. Patent No. 11,808,994 (the “‘994 Patent”).

Petitioner and Patent Owner are concurrently submitting a true copy of any agreement or understanding between Petitioner and Patent Owner made in connection with, or in contemplation of, the termination of the proceeding under 37 CFR § 42.74(b) with this joint motion. The Parties further jointly certify that there are no further agreements or understandings, oral or written, between them, including any collateral agreements, made in connection with, or in contemplation of, the termination of this proceeding as set forth in 35 U.S.C. § 327(b). The Parties request that any agreement or understanding submitted be maintained as business confidential under 37 C.F.R. §42.74(c), and are concurrently filing a separate joint request to this effect.

I. STATUS OF RELATED PROCEEDINGS

Petitioner and Patent Owner have resolved their disputes regarding the ‘994 Patent, including both in this proceeding and Patent Owner’s assertion of the ‘994 Patent in the related district court litigation, *US Conec Ltd. v. Senko Advance Co., Ltd. et al*, 2-24-cv-00202 (E.D. Tex.), and the related investigation before the U.S.

International Trade Commission, *Fiber-Optic Connectors, Adapters, Jump Cables, Patch Cords, Products Containing the Same, and Components Thereof*, Inv. No. 337-TA-3733. The parties do not anticipate further litigation between them concerning the ‘994 Patent.

II. RELIEF REQUESTED

As authorized by the Board, the parties are jointly and contemporaneously filing: (i) this joint motion to withdraw the Petition; (ii) a true copy of any agreement or understanding between Petitioner and Patent Owner made in connection with, or in contemplation of, the requested withdrawal of the Petition; and (iii) a joint request to treat the agreement as business confidential information and keep the agreement separate from the file of the involved patent, pursuant to 37 C.F.R. § 42.74(c).

Petitioner and Patent Owner jointly request that the Board terminate this proceeding in its entirety. Withdrawal is appropriate at this stage and in view of a settlement between Petitioner and Patent Owner. A post grant review shall be withdrawn with respect to any petitioner upon the joint request of the petitioner and the patent owner, unless the Office has decided the merits of the proceedings before the request for withdrawal is filed. 35 U.S.C. § 327(a); *see also* 2019 Consolidated Patent Office Trial Practice Guidelines at p. 86 (“there are strong public policy reasons to favor settlement between the parties The Board expects that a proceeding will terminate ... unless the Board has already decided the merits of the

proceeding.”). Good cause exists to withdraw this proceeding because (1) Petitioner and Patent Owner have resolved their disputes regarding the ‘994 Patent; (3) this proceeding is still at an early stage because the Office has not yet decided whether to institute trial; and (4) withdrawing the proceeding now would thus serve the interests of judicial economy as well as the mutual interest of the parties.

Dated: August 27, 2024

Respectfully submitted,
/Kurt F. James/
Kurt F. James, Reg. No. 33,716
Counsel for Petitioner

CERTIFICATE OF SERVICE

Under 37 C.F.R. § 42.6(e), the undersigned certifies that on August 27, 2024, a copy of the foregoing JOINT MOTION TO WITHDRAW THE PETITION was served via email on the following:

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