

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE INC.,  
Petitioner

v.

TELCOM VENTURES LLC,  
Patent Owner

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*Inter Partes* Review Case No. IPR2025-01239  
U.S. Patent No. 12,028,793

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**MOTION TO DISMISS  
PETITION FOR *INTER PARTES* REVIEW**

## **I. INTRODUCTION**

Pursuant to 37 C.F.R. §§ 42.71(a) and 42.72 and the Board’s authorization by email dated November 20, 2025, Petitioner Apple Inc. (“Petitioner”) moves to withdraw its Petition for *Inter Partes* Review (“IPR”) concerning U.S. Patent No. 12,028,793 (“the ’793 Patent”) and thereby dismiss IPR2025-01239 pre-institution. Good cause exists to dismiss this Petition for IPR, including that it will preserve the resources of the Board and the Parties.

## **II. STATEMENT OF FACTS**

On October 4, 2024, Telcom Ventures LLC asserted the ’793 Patent against Petitioner in an action entitled *Telcom Ventures LLC v. Apple Inc.*, No. 1:24-cv-23837-JEM (S.D. FL. October 4, 2024). That case was transferred to the Northern District of California on June 13, 2025, as *Telcom Ventures LLC v. Apple Inc.*, No. 5:25-cv-05041-RFL (N.D. Cal. June 13, 2025) (the “Litigation”). Petitioner subsequently filed the instant Petition for IPR challenging Claims 1-11 of the ’793 Patent, which was accorded a filing date of August 5, 2025. *Apple Inc. v. Telcom Ventures LLC*, IPR2025-01239, Paper 3 (PTAB Aug. 7, 2025). The Board has not rendered a decision on institution.

On September 23, 2025, Patent Owner dismissed the '793 Patent (and three related patents) with prejudice from the parallel litigation. Four related patents remain asserted in the Litigation.

Petitioner has also filed motions to dismiss the following three Petitions for IPR: *Inter Partes* Review Nos. IPR2025-01232 for U.S. Patent No. 9,462,411, IPR2025-01233 for U.S. Patent No. 9,832,708, and IPR2025-01236 for U.S. Patent No. 11,770,756. These patents were also originally asserted in the Litigation and have since been dismissed with prejudice from the Litigation.

The following four Petitions for IPR challenge patents that have not been dismissed from the Litigation: *Inter Partes* Review Nos. IPR2025-01234 for U.S. Patent No. 10,219,199, IPR2025-01235 for U.S. Patent No. 10,674,432, and IPR2025-01237 for U.S. Patent No. 11,924,743, and IPR2025-01238 for U.S. Patent No. 11,937,172. Petitioner is *not* moving to dismiss these Petitions challenging patents that remain asserted in the Litigation.

### **III. ARGUMENT**

Good cause exists to grant Petitioner's Motion pursuant to 37 C.F.R. §§ 42.71(a) and 42.72. IPR2025-01239 remains at the early procedural stage as the Board has not reached a decision on institution. Granting the instant motion preserves the resources of the Board and the Parties, allowing those resources to be applied to the four Petitions for IPR challenging patents that remain asserted in the

Litigation.

**IV. CONCLUSION**

For at least these reasons, Petitioners respectfully request that the Board grant this Motion to Dismiss the above-captioned IPR proceeding.

Respectfully submitted,

BY: /s/ Paul R. Hart  
Paul R. Hart, Reg. No. 59,646

*COUNSEL FOR PETITIONER*

**CERTIFICATE OF SERVICE**

Pursuant to 37 C.F.R. §§ 42.6(e) and 42.105(b), the undersigned certifies that on November 21, 2025, a complete and entire copy of this *Motion to Dismiss Petition for Inter Partes Review* was served via electronic filing with the Board and via Electronic Mail on the following counsel of record for Patent Owner:

Christopher T.L. Douglas (christopher.douglas@alston.com)  
Kirk T. Bradley (kirk.bradley@alston.com)  
Emily Welch (emily.welch@alston.com)  
Mary I. Riolo (mary.riolo@alston.com)  
Katherine G. Rubschlager (katherine.rubschlager@alston.com)  
Karlee N. Wroblewski (karlee.wroblewski@alston.com)  
Jacob W. Young (jacob.young@alston.com)

BY: /s/ Paul R. Hart  
Paul R. Hart, Reg. No. 59,646

*COUNSEL FOR PETITIONER*