

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE, LLC.,
Petitioner,

v.

ART RESEARCH AND TECHNOLOGY LLC,
Patent Owner.

Case IPR2025-01404
Patent 9,451,001 B2

Before HUNG H. BUI, SCOTT A. DANIELS, and JON M. JURGOVAN,
Administrative Patent Judges

JURGOVAN, *Administrative Patent Judge.*

DECISION

Granting Petitioner's Unopposed Motion to Withdraw
Petition and Terminate Proceeding
37 C.F.R. §§ 42.5(a); 42.71(a)

On December 11, 2025, the Board authorized Petitioner to file an unopposed motion to withdraw the Petition and to include the district court's order as an exhibit no later than December 16, 2025. The Board acknowledged that at this stage of the proceeding, no trial has been instituted.

On December 16, 2025, Petitioner filed an unopposed motion to withdraw its Petition for *inter partes* review and terminate the proceeding prior to a determination as to whether to institute trial in this case. Paper 7 ("Mot."). Petitioner indicates Patent Owner does not oppose the motion to withdraw or otherwise object to Petitioner moving to withdraw the Petition and terminate the proceeding. Mot. 3–4.

Petitioner submits that dismissal is appropriate because the proceeding is in its preliminary phase, and the Board "has not reached a decision on institution." *Id.* at 4. According to Petitioner, the withdrawal will "promote[] efficiency and substantially conserve[] the Board's and parties' resources" while also advancing the Patent Office's policy of "secur[ing] the just, speed, and inexpensive resolution" to the above-captioned IPR. *See* 37 C.F.R. § 42.1(b). *Id.* at 3–4. Petitioner also explains that "termination of the instant IPR is appropriate because all pending disputes between the parties concerning the '103 Patent have been resolved in the district court litigation, and the concurrent litigation has been dismissed." *Id.* at 5.

Under these circumstances, we exercise our discretion to grant Petitioner's Motion to Withdraw and terminate the instant IPR proceedings under 37 C.F.R. §§ 42.5 and 42.71(a), at this early juncture, to promote efficiency and minimize unnecessary costs.

ORDER

Accordingly, it is:

ORDERED that Petitioner's unopposed motion to withdraw its Petition and terminate *inter partes* review is *granted*; and

FURTHER ORDERED that the Petition is *dismissed* under 37 C.F.R. § 42.71(a), and this proceeding is *terminated*.

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PETITIONER:

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