

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TD AMERITRADE HOLDING CORPORATION, TD AMERITRADE, INC., and
TD AMERITRADE ONLINE HOLDINGS CORP.,
Petitioner

v.

TRADING TECHNOLOGIES INTERNATIONAL, INC.,
Patent Owner

CBM2014-00135 (Patent 6,772,132)¹

Before SALLY C. MEDLEY, MEREDITH C. PETRAVICK, and
PHILIP J. HOFFMANN, *Administrative Patent Judges*.

JOINT MOTION TO WITHDRAW ORAL HEARING REQUESTS

¹ An identical paper has also been filed in the following proceedings:

CBM2014-00131 (Patent 7,533,056)

CBM2014-00133 (Patent 7,676,411)

CBM2014-00137 (Patent 7,685,055)

CBM2014-00131 (Patent 7,533,056)
CBM2014-00133 (Patent 7,676,411)
CBM2014-00135 (Patent 6,772,132)
CBM2014-00137 (Patent 7,685,055)

Petitioner TD (“TD Ameritrade Holding Corporation, TD Ameritrade, Inc., and TD Ameritrade Online Holdings Corp.”) and Patent Owner Trading Technologies International, Inc. (“TT”) previously requested oral hearing in:

- CBM2014-00131 (requested in Papers 53 and 54; ordered in Paper 57);
 - CBM2014-00133 (requested in Papers 46 and 47; ordered in Paper 50);
 - CBM2014-00135 (requested in Papers 46 and 47; ordered in Paper 50);
- and
- CBM2014-00137 (requested in Papers 56 and 57; ordered in Paper 60).

During a telephone conference on June 30, 2015 regarding the parties’ agreement to settle their dispute, the Board suggested that the parties could jointly withdraw their oral hearing requests when filing their joint motions to terminate the proceedings in view of the settlement. The parties have now finalized a confidential written Settlement Agreement that resolves all disputes between the parties, including these proceedings. The parties are simultaneously moving to terminate all of the above-referenced CBM proceedings completely, and are filing a copy of the Agreement as Exhibit 2300 along with a request to treat it as Confidential Business Information under 37 C.F.R. § 42.74(c). Based on the Board’s suggestion, the parties hereby also move to withdraw their oral hearing requests in each of the above-referenced CBM proceedings in light of the motions

CBM2014-00131 (Patent 7,533,056)
CBM2014-00133 (Patent 7,676,411)
CBM2014-00135 (Patent 6,772,132)
CBM2014-00137 (Patent 7,685,055)

to terminate.

To the extent that all of the proceedings are not terminated as requested, the parties will jointly renew their requests for oral hearing. While the parties appreciate that argument dates are scarce, the parties hope that if any proceedings are not terminated pursuant to the settlement, an oral argument could be scheduled within the statutory deadline of December 2, 2015 for the final written decision.

Respectfully submitted,

Date: July 5, 2015

/Lori Gordon/

Lori Gordon
Registration No. 50,633
Lead Counsel for Petitioner

Date: July 5, 2015

/Erika H. Arner/

Erika H. Arner
Registration No. 57,540
Lead Counsel for Patent Owner

CBM2014-00131 (Patent 7,533,056)
CBM2014-00133 (Patent 7,676,411)
CBM2014-00135 (Patent 6,772,132)
CBM2014-00137 (Patent 7,685,055)

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **Joint Motion to Withdraw Oral Hearing Requests** was served on July 5, 2015, via email directed to counsel of record for the Petitioner at the following:

Lori A. Gordon
lgordon-ptab@skgf.com

Jonathan M. Strang
jstrang-ptab@skgf.com

Robert E. Sokohl
rsokohl-ptab@skgf.com

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.
1100 New York Avenue, N.W.
Washington, D.C. 20005-3934

/Ashley F. Cheung/
Ashley F. Cheung
Case Manager

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, LLP