

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTERMIX MEDIA, LLC,
Petitioner,

v.

BALLY GAMING, INC.,
Patent Owner.

Case CBM2015-00154
Patent 5,816,918

Before MICHAEL P. TIERNEY, PATRICK R. SCANLON, and
HYUN J. JUNG, *Administrative Patent Judges*.

JUNG, *Administrative Patent Judge*.

DECISION

Granting Petitioner's Motion to Withdraw its Request for Rehearing
37 C.F.R. § 42.71

On February 19, 2016, Intermix Media, LLC ("Petitioner") filed a Request for Rehearing Pursuant to 37 C.F.R. § 42.71(d) (Paper 12) requesting reconsideration of our Decision (Paper 10) denying institution of a covered business method patent review of claims 1–34, 38, 39, and 45–77 of U.S. Patent No. 5,816,918 (Ex. 1001).

On March 22, 2016, pursuant to Board authorization, Petitioner filed a Motion to Withdraw Request for Rehearing. Paper 13. In its Motion, Petitioner requests withdrawal from consideration of its pending rehearing request and states that “Patent Owner does not oppose this Motion.” *Id.* at 1.

Considering the circumstances of this proceeding, we grant Petitioner’s Motion and withdraw from consideration Petitioner’s Request for Rehearing. As Petitioner recognizes, because of the withdrawal, the Board will not issue a decision regarding its Request for Rehearing.

Accordingly, it is:

ORDERED that Petitioner’s Motion to Withdraw Request for Rehearing is granted; and

FURTHER ORDERED that Petitioner’s Request for Rehearing Pursuant to 37 C.F.R. § 42.71(d) (Paper 12) is withdrawn from consideration.

CBM2015-00154
Patent 5,816,918

For PETITIONER:

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