

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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IBG LLC; INTERACTIVE BROKERS LLC;  
CQG, INC.; and CQGT, LLC

Petitioners

v.

TRADING TECHNOLOGIES INTERNATIONAL, INC.

Patent Owner

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Case CBM2016-00009  
U.S. Patent 7,685,055

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**JOINT MOTION TO TERMINATE PROCEEDINGS  
WITH RESPECT TO CQG, INC. AND CQGT, LLC AND NOTICE OF  
SETTLEMENT UNDER 35 U.S.C. § 327 AND 37 C.F.R §§ 42.72 AND 42.74**

## **I. Introduction**

Petitioners CQG, Inc. and CQGT, LLC (collectively, “CQG”) and Patent Owner Trading Technologies International, Inc. (“TT”) have entered into a confidential Settlement Agreement that resolves all underlying disputes between the parties, including CBM2016-00009 against U.S. Patent No. 7,685,055, currently before the Board. As required by 35 U.S.C. § 327(b) and 37 C.F.R. § 42.74(b), the parties are filing a copy of the Settlement Agreement as Exhibit 1035 along with a request to treat it as Confidential Business Information under 37 C.F.R. § 42.74(c). The undersigned represents that there are no other collateral arguments between CQG and TT and that Exhibit 1035 represents a true and accurate copy of the agreement between the parties. Accordingly, TT and CQG jointly request termination of CBM2016-00009 against U.S. Patent No. 7,685,055—with respect *only* to CQG. The Board authorized the parties to file this joint motion to terminate by email on February 26, 2016.

## **II. Statement of Precise Relief Requested**

The parties jointly move to terminate this proceeding with respect to CQG, pursuant to 35 U.S.C. § 327 and 37 C.F.R. §§ 42.72 and 42.74. The applicable statute, 35 U.S.C. § 327(a), provides that the proceeding “shall be terminated 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 proceeding before the

request for termination is filed.” (emphasis added). In this case, the Petition was filed on October 23, 2015, and the Board has not yet instituted trial.

### III. Conclusion

For the foregoing reasons, Petitioner CQG and Patent Owner TT request that the Board terminate this proceeding with respect to CQG.

Respectfully submitted,

Dated: 2/29/16

/Robert Sokohl/

Robert E. Sokohl, Reg. No. 36,013  
Lead Counsel for Petitioners

Dated: 2/29/16

/Rachel L. Emsley/

Rachel L. Emsley, Reg. No. 63,558  
Back-Up Counsel for Patent Owner

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on March 1, 2016, the attached **JOINT MOTION TO TERMINATE PROCEEDINGS WITH RESPECT TO CQG, INC. AND CQGT, LLC AND NOTICE OF SETTLEMENT UNDER 35 U.S.C. § 327 AND 37 C.F.R §§ 42.72 AND 42.74** was served electronically via e-mail upon the following counsel for Patent Owner, TT:

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