Paper No. 20 Filed: May 22, 2015

UNITED STATES PATENT AND TRADEMARK OFFICE _____

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LG ELECTRONICS, INC., LG ELECTRONICS U.S.A., INC., and LG ELECTRONICS MOBILECOMM U.S.A., INC., Petitioner,

v.

CYPRESS SEMICONDUCTOR CORP., Patent Owner.

Case IPR2014-01342 Patent 8,004,497 B2

Before SALLY C. MEDLEY, PATRICK M. BOUCHER, and

KEVIN W. CHERRY, Administrative Patent Judges.

BOUCHER, Administrative Patent Judge.

JUDGMENT Request for Adverse Judgment 37 C.F.R. § 42.73(b)

On May 12, 2015, Patent Owner filed an executed disclaimer of claims 1–4, i.e. all of the claims involved in this proceeding, with a representation that the disclaimer "will be electronically filed with the



IPR2014-01342 Patent 8,004,497 B2

United States Patent and Trademark Office." Paper 19. The disclaimer is construed as a request for adverse judgment. 37 C.F.R. § 42.73(b)(2) ("Actions construed to be a request for adverse judgment include . . . disclaimer of a claim such that the party has no remaining claim in the trial"). The request is *granted*.

Accordingly, it is

ORDERED that Patent Owner's request for adverse judgment is *granted*; and

FURTHER ORDERED that judgment is herein entered against Patent Owner with respect to claims 1–4.

FOR PETITIONER:

Jason Shapiro Rothwell, Figg, Ernst & Manbeck, PC jshapior@rfem.com

Soumya P. Panda Rothwell, Figg, Ernst & Manbeck, PC spanda@rfem.com

FOR PATENT OWNER:

Robert R. Laurenzi Kaye Scholer LLP robert.laurenzi@kayescholer.com

Jeffrey A. Miller Kaye Scholer LLP <u>jmillerPTAB@kayescholer.com</u>

