

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LG ELECTRONICS, INC., TOSHIBA
CORPORATION, AND VIZIO, INC..

Petitioners,

v.

STRAIGHT PATH IP GROUP, INC.,

Patent Owner.

Case IPR2015-01015
Patent 6,009,469

PETITIONERS' UNOPPOSED MOTION TO WITHDRAW THE
MOTION FOR JOINDER

Pursuant to the Board's authorization granted in its email of June 1, 2015, Petitioners respectfully submit this Unopposed Motion to Withdraw the Motion for Joinder.

I. Statement of Material Facts

1. On October 31, 2014, Petitioners LG Electronics, Inc. ("LGE"), Toshiba Corp. ("Toshiba") and VIZIO, Inc. ("VIZIO") together with Hulu, LLC ("Hulu") filed a petition for *Inter Partes* review of claims 1-3, 5, 6, 9, 10, 14, 17 and 18 of U.S. Patent No. 6,009,469 ("the '469 patent"). (Case IPR 2015-00198, Paper 1).
2. On March 6, 2015, the Board issued a decision instituting *Inter Partes* review of claims 1-3, 5, 6, 9, 10, 14, 17 and 18 of the '469 patent in Case IPR2014-01367 ("the Samsung IPR").
3. On April 6, 2015, Petitioners filed the underlying Petition in this proceeding requesting *Inter Partes* review of claims 1-3, 5, 6, 9, 10, 14, 17 and 18. (Paper 1). The Petition is a carbon copy of the petition in the Samsung IPR in all material respects. (Paper 3 at p. 1). The Petition was filed concurrently with a Motion for Joinder ("the Joinder Motion") with the Samsung IPR. (Paper 3).
4. As explained in the Petition, if the Board denied *Inter Partes* review of claims 1-3, 5, 6, 9, 10, 14, 17 and 18 of the '469 patent in Case IPR2015-00198, Petitioners would be left with no avenue to challenge the '469 patent in an *Inter*

Partes review unless joined in the Samsung IPR. (Paper 1 at p. 2). Thus, Petitioners filed the present Petition and Joinder Motion.

5. On May 15, 2015, the Board issued a decision instituting *Inter Partes* review of claims 1-3, 5, 6, 9, 10, 14, 17 and 18 of the '469 patent in Case IPR2015-00198. (Case 2015-00198, Paper 24).

II. Remarks

Petitioners respectfully submit that in view of the Board's decision to institute *Inter Partes* review of the '469 patent in Case IPR2015-00198, it is unnecessary for Petitioners to also participate in the Samsung IPR.

To conserve the Parties' and the Board's resources, Petitioners believe it is appropriate to withdraw their request to join the Samsung IPR and proceed only in Case IPR2015-00198. For at least this reason, Petitioners believe that there is good cause to withdraw the Joinder Motion. Petitioners acknowledge that withdrawal of the Joinder Motion will result in a decision not to institute the Petition as time barred.

III. Conclusion

For the reasons presented above, Petitioners respectfully request that the Board order that the Joinder Motion (Paper 3) is WITHDRAWN and that the Joint Motion for Entry of Joint Stipulated Order (Paper 7) be DISMISSED as moot.

Dated: June 3, 2015

Respectfully submitted,

/Rajeev Gupta/

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CERTIFICATE OF SERVICE

I hereby certify that on June 3, 2015, I caused a true and correct copy of this Unopposed Motion to Withdraw the Motion for Joinder to be served upon the Patent Owner by filing this document through the Patent Review Processing System as well as by delivering a copy via email to the following attorneys of record for the Patent Owner:

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