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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GUEST TEK INTERACTIVE ENTERTAINMENT LTD.,
Petitioner,

v.

NOMADIX, INC.,
Patent Owner.

Case IPR2019-00211
Patent 7,953,857

JOINT MOTION TO TERMINATE PROCEEDING

Pursuant to 37 C.F.R. § 42.72, Petitioner and Patent Owner jointly move to terminate the present proceeding, Case IPR2019-00211. The Board authorized this joint motion on May 4, 2020.

Petitioner filed a petition for *inter partes* review of U.S. Patent No. 7,953,857 on November 12, 2018. On January 23, 2020, in *Nomadix, Inc. v. Guest-Tek Interactive Entertainment Ltd.*, Case No. CV19-04980 AB (FFMx), the United States District Court for the Central District of California (“the District Court”) granted a motion by Patent Owner for summary judgment, holding that, by initiating the present *inter partes* review proceeding, Petitioner violated the forum-selection clause in a patent license agreement that the parties entered into in December, 2010. (Ex. 2009.) On April 22, 2020, the District Court entered final judgment in Patent Owner’s favor, ordering Petitioner to join Patent Owner in moving to terminate the present proceeding and enjoining Petitioner from otherwise participating further in the present proceeding. (Ex. 2010.) In particular, the District Court ordered Petitioner to join Patent Owner in filing the present motion to terminate. (*Id.*) The Board has not entered a final written decision in the *inter partes* review. Termination of this proceeding in its entirety as to all parties is consistent with the District Court’s judgment.

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Patent 7,953,857

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: May 5, 2020

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GUEST TEK INTERACTIVE

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IPR2019-00211
Patent 7,953,857

CERTIFICATE OF SERVICE

I hereby certify that, pursuant to 37 C.F.R. § 42.6(e) and with the agreement of counsel for Petitioner, a true and correct copy of JOINT MOTION TO TERMINATE PROCEEDING is being served electronically on May 5, 2020, to the e-mail addresses shown below:

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