

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, TRADESTATION GROUP, INC.,  
TRADESTATION SECURITIES, INC., TRADESTATION TECHNOLOGIES,  
INC., and IBFX, INC.  
Petitioners,

v.

TRADING TECHNOLOGIES INTERNATIONAL, INC.,  
Patent Owner.

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Case CBM2016-00031  
Patent No. 7,813,996

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Before SALLY C. MEDLEY, MEREDITH C. PETRAVICK, and  
JEREMY M. PLENZLER, *Administrative Patent Judges*.

PETRAVICK, *Administrative Patent Judge*.

ORDER  
Expunging Confidential Information  
*37 C.F.R. § 42.56*

A Final Written Decision issued on February 17, 2017. Paper 47. On February 13, 2019, the Federal Circuit vacated<sup>1</sup> the Final Written Decision, and the mandate issued on May 7, 2019. *See* Paper 54, 1. The Supreme Court denied a petition for writ of certiorari on October 7, 2019. *Id.* at 1–2.

On October 10, 2019, Patent Owner filed an unopposed Motion to Expunge Exhibits 2294 and 2295 from the record pursuant to 37 C.F.R. § 42.56. Paper 54. Exhibits 2294 and 2295 contain confidential information and are sealed. *See* Paper 52.

Rule 42.56 provides “after final judgement in a trial, a party may file a motion to expunge confidential information from the record. Our Final Written Decision did not rely upon Exhibits 2294 and 2295. Under these circumstances, Patent Owner’s Motion to Expunge is *granted*.”

## ORDER

Accordingly, it is:

ORDERED that Patent Owner’s Motion to Expunge (Paper 54) is *granted*; and

FURTHER ORDERED that Exhibits 2294 and 2295 shall be expunged from the record.

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<sup>1</sup> The Motion to Expunge mistakenly states that the Federal Circuit affirmed the Final Written Decision.

CBM2016-00031  
Patent No. 7,813,996

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