

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LG ELECTRONICS, INC., TOSHIBA CORPORATION, and VIZIO, INC.,
Petitioner,

v.

STRAIGHT PATH IP GROUP, INC.,
Patent Owner.

Case IPR2015-01014 (Patent 6,131,121 C1)
Case IPR2015-01015 (Patent 6,009,469 C1)
Case IPR2015-01017 (Patent 6,108,704 C1)

Before KALYAN K. DESHPANDE, TRENTON A. WARD, and
BART A. GERSTENBLITH, *Administrative Patent Judges*.

DESHPANDE, *Administrative Patent Judge*.

Conduct of the Proceeding
37 C.F.R. § 42.5

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IPR2015-01015 (Patent 6,009,469 C1)
IPR2015-01017 (Patent 6,108,704 C1)

I. INTRODUCTION

LG Electronics, Inc., Toshiba Corporation, and VIZIO, Inc. (collectively, “Petitioner”) filed three Petitions¹ requesting an *inter partes* review of claims 6, 8, 10, 11, 13, and 14 of U.S. Patent No. 6,131,121 (14 Ex. 1001, “the ’121 patent”), claims 1–3, 5, 6, 9, 10, 14, 17, and 18 of U.S. Patent No. 6,009,469 (15 Ex. 1001, “the ’469 patent”), and claims 1, 11, 12, 14, 16, 22, 23, 27, 30, and 31 of U.S. Patent No. 6,108,704 (17 Ex. 1001, “the ’704 patent”). Paper 1 (“Pet.”). With each Petition, Petitioner filed a Motion for Joinder (Paper 3, “Mot.”), seeking to join these cases with *Samsung Elects. Co. v. Straight Path IP Gr., Inc.*, IPR2014-01368, IPR2014-01367, IPR2014-01366 (PTAB Mar. 6, 2015), filed by Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., and Samsung Telecommunications America, LLC (collectively, “Samsung”). Petitioner and Patent Owner filed a Joint Motion for Entry of Joint Stipulated Order defining the parameters of joinder. Paper 7. Subsequently, Petitioner filed an unopposed Motion to Withdraw the Motion for Joinder. Paper 8 (“Mot. to Withdraw”). We grant Petitioner’s Motion to Withdraw the Motion for Joinder. In a separate decision, entered today, we denied institution of *inter partes* review of the ’121 patent, the ’469 patent, and the

¹ All citations in this Decision are to IPR2015-01014 unless otherwise noted. IPR2015-01014, IPR2015-01015, and IPR2015-01017 include substantively similar filings and, accordingly, the analysis applies to IPR2015-01015 and IPR2015-01017. Citations may be preceded by “14” to designate IPR2015-01014, “15” to designate IPR2015-01015, or “17” to designate IPR2015-01017.

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'704 patent because the Petitions are time-barred under 35 U.S.C. § 315(b), absent joinder.

II. ANALYSIS

Petitioner submits that because the Board instituted review of the '121 patent, '469 patent, and '704 patent in IPR2015-00196, IPR2015-00198, and IPR2015-00209, "it is unnecessary for Petitioner[] to also participate in" IPR2014-01368, IPR2014-01367, IPR2014-01366. Mot. to Withdraw 2. Petitioner submits that granting its Motion to Withdraw the Motion for Joinder will conserve resources for Petitioner, Patent Owner, and the Board. *Id.* Petitioner acknowledges that withdrawal of its Motion for Joinder "will result in a decision not to institute the Petition as time barred." *Id.*

We grant Petitioner's Motion to Withdraw its Motion for Joinder. The Board's rules for AIA proceedings "shall be construed to secure the just, speedy, and inexpensive resolution of every proceeding." 37 C.F.R. § 42.1(b); *see* Office Patent Trial Practice Guide, 77 Fed. Reg. 48,756, 48,758 (Aug. 14, 2012). We agree with Petitioner that granting its Motion to Withdraw its Motion for Joinder will promote the "just, speedy, and inexpensive resolution" of this proceeding. *Id.*

III. ORDER

Accordingly, it is:

ORDERED that Petitioner's Motion to Withdraw its Motion for Joinder is *granted*.

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