

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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ASKELADDEN L.L.C.,  
Petitioner,

v.

NEXTCARD, LLC,  
Patent Owner.

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Case IPR2017-00105  
Patent 7,552,080 B1

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Before MITCHELL G. WEATHERLY, CARL M. DeFRANCO, and  
MICHAEL L. WOODS, *Administrative Patent Judges*.

WOODS, *Administrative Patent Judge*.

JUDGMENT AND FINAL WRITTEN DECISION  
*35 U.S.C. § 318(a) and 37 C.F.R. § 42.73(b)*

On October 19, 2016, Askeladden L.L.C. (“Petitioner”) filed a Petition (Paper 1) requesting *inter partes* review of claims 1–11 (“the challenged claims”) of U.S. Patent No. 7,552,080 B1 (Ex. 1001, “the ’080 patent”). An *inter partes* review of all challenged claims was instituted on April 17, 2017. Paper 7. On April 18, 2017, Nextcard, LLC (“Patent Owner”) filed a Request for Adverse Judgment (Paper 9, “Request”) and a Disclaimer in Patent Under 37 C.F.R. § 1.321(a) (Ex. 2001) disclaiming all challenged claims in the ’080 patent. In an e-mail to the Board on April 19, 2017, Petitioner stated that it did not oppose Patent Owner’s Request.

Patent Owner may request adverse judgment against itself at any time by disclaiming the claims such that there are no remaining claims in the trial. 37 C.F.R. § 42.73(b). We grant Patent Owner’s unopposed Request.

## ORDER

It is

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

FURTHER ORDERED that final judgment is entered against Patent Owner with respect to all challenged claims in this proceeding; and

FURTHER ORDERED that this constitutes a final written decision under 35 U.S.C. § 318(a).

IPR2017-00105  
Patent 7,552,080 B1

PETITIONER:

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