

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Developmental Technologies, LLC,

Petitioner,

v.

E. I. DU PONT DE NEMOURS AND COMPANY,

Patent Owner.

Case No. PGR2018-00102

Patent No. 9,848,543

**PATENT OWNER'S REQUEST FOR ADVERSE JUDGEMENT
PURSUANT TO 37 C.F.R. § 42.73(b)(2)**

Mail Stop "PATENT BOARD"

Patent Trial & Appeal Board

U.S. Patent and Trademark Office

P.O. Box 1450

Alexandria, VA 22313-1450

On April 3, 2019, the Board instituted a post-grant review of claims 1-18 of U.S. Patent No. 9,848,543. Paper 6 (Institution Decision).

In accordance with 37 C.F.R. § 42.73(b)(2), “[a] party may request judgment against itself at any time during a proceeding. Actions construed to be a request for adverse judgement include: (2) [c]ancellation or disclaimer of a claim such that the party has no remaining claim in the trial.” Accordingly, Patent Owner DuPont Safety & Construction, Inc. respectfully requests the cancellation of all remaining claims in this proceeding (i.e., claims 1-18 of U.S. Patent No. 9,848,543) pursuant to 37 C.F.R. 42.73(b)(2).

Date: September 12, 2019

Respectfully Submitted,

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Attorneys for Patent Owner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Patent Owner's Request for Adverse Judgment Pursuant to 37 C.F.R. § 42.73(b)(2) was served on September 12, 2019, via email to the attorneys of record at the following email addresses:

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