

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SZ DJI TECHNOLOGY CO., LTD.,
Petitioner,

v.

AUTEL ROBOTICS USA LLC,
Patent Owner.

Case PGR2019-00016
Patent 10,044,013 B2

Before ERICA A. FRANKLIN, JENNIFER MEYER CHAGNON, and
AVELYN M. ROSS, *Administrative Patent Judges*.

FRANKLIN, *Administrative Patent Judge*.

ORDER
Granting Petitioner's Motion to Expunge
37 C.F.R. § 42.5

With our authorization, Petitioner, SZ DJI Technology Co. LTD., filed a motion to expunge what it refers to as “duplicate Exhibit 1018.” Paper 10, 1. Petitioner confirms that Patent Owner, Autel Robotics USA LLC, does not oppose the motion. *Id.*

Petitioner explains that it filed two versions of Exhibit 1018 on the same date that the Petition was filed. *Id.* According to Petitioner, the two filed versions of Exhibit 1018 are nearly identical. *Id.* Both versions contain three pages excerpted from Webster’s Encyclopedic Unabridged Dictionary. *Id.* However, only one version includes an additional page containing copyright information for that dictionary. *Id.* Petitioner seeks to expunge the version of Exhibit 1018 that does not include the copyright page, i.e., the three-page version. *Id.* Petitioner asserts that this version of the exhibit was simply filed in error. *Id.* According to Petitioner, good cause exists for the Board to grant the motion to expunge because the existence of two versions of Exhibit 1018 in the record may create confusion. *Id.* at 2. Additionally, Petitioner asserts that expunging the erroneously-filed three-page version of Exhibit 1018 would not cause any prejudice to Patent Owner. *Id.*

Based upon our consideration of the facts and arguments presented in Petitioner’s unopposed motion, Petitioner’s request to expunge the three-page version of Exhibit 1018 is *granted*.

In consideration of the foregoing, it is hereby:

ORDERED that Petitioner’s Motion to Expunge is *granted*; and

FURTHER ORDERED that the three-page version of Exhibit 1018 shall be expunged from the record.

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PETITIONER:

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