

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PARHELION, INC.,
Petitioner,

v.

STREAMLIGHT, INC.,
Patent Owner

Case PGR2020-00062
Patent 10,378,702

Mailed: August 13, 2020

Before Althea Wilburn, *Trial Paralegal*.

**PATENT OWNER'S UNOPPOSED REQUEST FOR ENTRY OF ADVERSE
JUDGMENT UNDER 37 C.F.R. § 42.73(b)(2)**

Pending before the Board is the above-captioned Proceeding pertaining to claims 1, 2, 5, 6, 8, 10, 11, 12, 15, 16, 18, 20, 21, 22, 23, 24, 26, 27, 28, and 31 of U.S. Patent No. 10,378,702 (the “’702 Patent”). Due to business considerations, the owner of the ’702 Patent, Streamlight, Inc. (“Patent Owner”), has decided to seek termination of the instant proceeding under 37 C.F.R. § 42.73(b)(2).

“A party may request judgment against itself at any time during a proceeding.” 37 C.F.R. § 42.73(b). Accordingly, Patent Owner respectfully requests judgment against itself under 37 C.F.R. § 42.73(b)(2), and asks that the Board cancel claims 1, 2, 5, 6, 8, 10, 11, 12, 15, 16, 18, 20, 21, 22, 23, 24, 26, 27, 28, and 31 of the ’702 Patent.

Patent Owner’s cancellation of such claims and request for adverse judgment under 37 C.F.R. § 42.73(b) is not an admission or concession by Patent Owner as to the merits of any positions or contentions set forth by Petitioner in the Petition of the above-captioned Proceeding.

It is noted that Petitioner, Parhelion, Inc., by its lead counsel, Clinton H. Brannon, does not oppose this request for judgment.

Respectfully submitted,

/Roger W. Herrell/

Date: August 13, 2020

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. §§ 42.6, the undersigned hereby certifies that the foregoing **PATENT OWNER'S UNOPPOSED REQUEST FOR ENTRY OF ADVERSE JUDGMENT UNDER 37 C.F.R. § 42.73(b)(2)** were served by email on Petitioner at the electronic service addresses of record for the Petition for Post-Grant Review with the Patent Trial and Appeal Board of United States Patent and Trademark Office on the date indicated below:

Clinton H. Brannon – cbrannon@williamsmullen.com
Douglas Tsao – dtsao@williamsmullen.com
Richard Matthews – rmatthews@williamsmullen.com

Date: August 13, 2020

/Christine Gersbach / _____
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