

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BOEHRINGER INGELHEIM PHARMACEUTICALS, INC.,
Petitioner,

v.

GENENTECH, INC.,
Patent Owner.

Case IPR2017-02031
Patent 6,407,213 B1

Before SHERIDAN K. SNEDDEN, ZHENYU YANG, and
ROBERT A. POLLOCK, *Administrative Patent Judges*.

YANG, *Administrative Patent Judge*.

DECISION
Granting Petitioner's Request for Adverse Judgment
37 C.F.R. §§ 42.72, 42.73(b)

IPR2017-02031
Patent 6,407,213 B1

Pursuant to our authorization, Petitioner filed an unopposed Request for Adverse Judgment. Paper 31. Petitioner represents that Patent Owner does not oppose this Request. *Id.*

Rule 42.73(b) permits a party to “request judgment against itself at any time during a proceeding.” Under the circumstances in this case, we find it is appropriate to grant Petitioner’s Request.

Accordingly, it is

ORDERED that Petitioner’s Request for Adverse Judgment is GRANTED;

FURTHER ORDERED that this proceeding is hereby TERMINATED.

IPR2017-02031
Patent 6,407,213 B1

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