

NOTE: This order is nonprecedential.

**United States Court of Appeals
for the Federal Circuit**

In Re STATON TECHIYA, LLC,
Appellant

2023-2294

Appeal from the United States Patent and Trademark
Office, Patent Trial and Appeal Board in No. IPR2022-
00234.

**SAMSUNG ELECTRONICS CO., LTD., SAMSUNG
ELECTRONICS AMERICA, INC.,**
Appellants

v.

STATON TECHIYA, LLC,
Appellee

2023-2342

Appeal from the United States Patent and Trademark
Office, Patent Trial and Appeal Board in No. IPR2022-
00234.

O R D E R

Upon consideration of the notice of non-participation filed by Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. (collectively, “Samsung”) in these appeals from the Patent Trial and Appeal Board, ECF No. 49, and the parties’ joint stipulation of voluntary dismissal of Samsung’s cross-appeal, Appeal No. 2023-2342, pursuant to Federal Rule of Appellate Procedure 42(b), ECF No. 48,

IT IS ORDERED THAT:

(1) Appeal No. 2023-2342 is dismissed. The revised official caption and short caption for the remaining appeal, Appeal No. 2023-2294, are reflected in this order.

(2) Each side shall bear its own costs as to Appeal No. 2023-2342.

(3) Samsung’s principal and response brief (ECF No. 28), Staton Techiya, LLC’s response and reply brief (ECF No. 31), Samsung’s reply brief (ECF No. 34), and the joint appendix (ECF No. 35) will not be transmitted to the merits panel assigned to Appeal No. 2023-2294.

(4) Staton Techiya’s principal brief (ECF No. 23) shall be transmitted to the merits panel.

(5) The United States Patent and Trademark Office (PTO) is directed to inform this court within 30 days of the date of entry of this order whether the PTO will participate in Appeal No. 2023-2294.

(6) If the PTO elects to participate as intervenor, its docketing statement is due within 14 days after its notice of election to intervene, and its brief is due within 40 days after its notice of election to intervene. Staton Techiya will have 21 days after the filing of the PTO’s brief to file a replacement reply brief and seven days thereafter to file a replacement joint appendix.

IN RE STATON TECHIYA, LLC

3

(7) If the PTO elects not to intervene, Staton Techiya is directed to file a replacement appendix, containing only the material cited in its principal brief, within seven days of the PTO's election.

(8) The Clerk of Court shall transmit a copy of this order to the merits panel assigned to Appeal No. 2023-2294.

FOR THE COURT



Jarrett B. Perlow
Clerk of Court

January 29, 2025
Date

ISSUED AS A MANDATE (as to 2023-2342 only):
January 29, 2025

cc: United States Patent and Trademark Office