IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

B.E. TECHNOLOGY, L.L.C.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 20-622 (GBW)
	)	
GOOGLE LLC,	)	
	)	
Defendant.	)	

FINAL JUDGMENT

This patent infringement action was brought by Plaintiff B.E. Technology, L.L.C. ("B.E.") against Defendant Google LLC ("Google") alleging infringement of United States Patent Nos. 8,549,410 (the "'410 Patent"), 8,549,411 (the "'411 Patent"), and 8,769,440 (the "'440 Patent").

In September 2022, the Patent Trial and Appeal Board ("PTAB") issued Final Written Decisions finding that all of the claims of the '410 and '411 patents were unpatentable, as well as all claims of the '440 patent except for claim 25. D.I. 63. B.E. subsequently informed the Court that it was asserting only claim 25 of the '440 patent in this action. D.I. 73.

On April 16, 2026, the Court granted Google's Motion for Summary Judgment Based on Patent Ineligibility Under 35 U.S.C. § 101 (D.I. 246). D.I. 348, 349. The Court also denied B.E.'s Motion for Summary Judgment of No Invalidity Pursuant to "Step One" of 35 U.S.C. § 101 (D.I. 259), as well as B.E.'s Motion for Summary Judgment of No Invalidity in View of the Infoseek System (D.I. 263). *Id.* In addition, the Court denied as moot Google's Motion for Summary Judgment of Non-Infringement Based on Prosecution Disclaimer (D.I. 250). *Id.*

IT IS HEREBY ORDERED that:

1. Final judgment is entered in favor of Google and against B.E. that claim 25 of the '440 patent is invalid under 35 U.S.C. § 101.

2. All pending motions are denied without prejudice as moot, including Google's Motion to Exclude Certain Testimony by Ms. Aminta Raffalovich (D.I. 254), Google's Motion to Exclude Certain Testimony by Mr. Ivan Zatkovich (D.I. 257), and B.E.'s Motion to Exclude Certain Expert Opinions of Dr. Mark Crovella and Laura B. Stamm (D.I. 266).

3. The deadline for the prevailing party to seek costs and attorneys' fees (including under Federal Rule of Civil Procedure 54(d), District of Delaware Local Rule 54.1, and 35 U.S.C. § 285) is extended until thirty (30) days after either: (i) the deadline for filing a notice of appeal of this judgment, if no appeal is filed; or (ii) the issuance of a mandate from the Federal Circuit affirming this judgment or any earlier termination of the appeal. The timing for seeking costs and attorneys' fees set forth in this paragraph does not apply if this judgment is vacated on appeal.

BAYARD, P.A.

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April 23, 2026

IT IS SO ORDERED this 24th day of April, 2026.

The Honorable Gregory B. Williams
United States District Judge