

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GN RESOUND A/S,
Petitioner,

v.

OTICON A/S,
Patent Owner.

Case IPR2015-01947 (Patent 8,995,699 B2)
Case IPR2015-01948 (Patent 8,995,699 B2)

Before MICHELLE R. OSINSKI, NEIL T. POWELL, and
FRANCES L. IPPOLITO, *Administrative Patent Judges*.

IPPOLITO, *Administrative Patent Judge*.

ORDER

Joint Motion to Terminate

35 U.S.C. § 317; 37 C.F.R. §§ 42.72, 42.74

IPR2015-01947 (Patent 8,995,699 B2)

IPR2015-01948 (Patent 8,995,699 B2)

On January 8, 2016, the parties filed a Joint Motion to Terminate Proceeding in each of the above-identified proceedings. IPR2015-001947, Paper 7; IPR2015-1948, Paper 7. The parties further filed a true copy of a License Agreement¹ (IPR2015-01947, Paper 9; IPR2015-01948, Paper 9) and a Joint Request to File Settlement Agreement as Business Confidential Pursuant to 35 U.S.C. § 317 (IPR2015-01947, Paper 8; IPR2015-01948, Paper 8) in each proceeding. The above filings were authorized pursuant to an email sent by the Board on January 7, 2016.

Each of these proceedings is in an early stage and no decision whether to institute *inter partes* review has been made. Additionally, the parties represent that they have requested dismissal of a related district court matter based on the License Agreement. IPR2015-01947, Paper 7, 2; IPR2015-01948, Paper 7, 2.

Based on the facts of these cases, it is appropriate to terminate the proceedings. Therefore, the joint motions to terminate the proceedings are *granted*.

Accordingly, it is

ORDERED that the joint motions to terminate the proceedings are granted;

FURTHER ORDERED that the parties' joint requests that the License Agreement (Paper 9) be treated as business confidential information, to be

¹ The parties refer to a "Settlement Agreement" attached as "Exhibit 1" to the Joint Motion to Terminate. However, the License Agreement is filed as Paper 9 in IPR2015-1947 and Paper 9 in IPR2015-01948, and there is no Exhibit 1 in either proceeding. Accordingly, we treat the parties' reference to the "Settlement Agreement" as citing the License Agreement submitted in the respective proceedings.

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kept separate from the patent file are granted; and

FURTHER ORDERED that the proceedings are terminated.

PETITIONER:

Scott A. McKeown

Greg Gardella

Victor Cheung

OBLON, SPIVAK, MCCLELLAND, MAIER, & NEUSTADT LLP

cpdocketMcKeown@oblon.com

cpdocketGardella@oblon.com

CPDocketCheung@oblon.com

PATENT OWNER:

D. Richard Anderson

George Dolina

BIRCH, STEWART, KOLASCH & BIRCH, LLP

dra@bskb.com

gsd@bskb.com