Trials@uspto.gov Paper 10
Tel: 571-272-7822 Entered: February 14, 2017

## UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

VOLKSWAGEN GROUP OF AMERICA, INC., Petitioner,

V.

PAICE LLC & THE ABELL FOUNDATION, INC., Patent Owner.

IPR2017-00226, and -00227 (Patent 7,104,347 B2) IPR2017-00228, -00229, -00230, -00231, -00232, -00233, -00234, and -00235 (Patent 7,237,634 B2) IPR2017-00236, and -00237 (Patent 8,214,097 B2) <sup>1</sup>

Before SALLY C. MEDLEY, KALYAN K. DESHPANDE, and CARL M. DEFRANCO, *Administrative Patent Judges*.

MEDLEY, Administrative Patent Judge.

JUDGMENT Termination of the Proceeding 37 C.F.R. § 42.73

<sup>&</sup>lt;sup>1</sup> This Order applies to each of the above-listed cases. Although we issue one order to be docketed in each case, the parties are not authorized to use this caption for any subsequent papers.



IPR2017-00226, and -00227 (Patent 7,104,347 B2) IPR2017-00228, -00229, -00230, -00231, -00232, -00233, -00234, and -00235 (Patent 7,237,634 B2) IPR2017-00236, and -00237 (Patent 8,214,097 B2)

On December 19, 2016, the parties informed the Board that the parties had settled the above-identified proceedings and that the parties sought authorization to file a joint motion to terminate each proceeding. On February 2, 2017, and pursuant to 35 U.S.C. § 317 and 37 C.F.R. § 42.74, the parties filed a joint motion to terminate each of the above-identified proceedings. Paper 7.<sup>2</sup> The parties also filed, in each proceeding, a joint request to have their settlement agreement treated as confidential business information under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c). Paper 8. In each joint motion, the parties represent that the settlement agreement filed is a true copy and resolves their dispute.

Each of these proceedings is in an early stage and no decision whether to institute *inter partes* reviews has been made. Based on the facts of these cases, we determine 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*; and

FURTHER ORDERED that the parties' joint requests that the settlement agreements be treated as business confidential information, to be kept separate from the patent file are *granted*.



2

<sup>&</sup>lt;sup>2</sup> Citations are to IPR2017-00228.

IPR2017-00226, and -00227 (Patent 7,104,347 B2) IPR2017-00228, -00229, -00230, -00231, -00232, -00233, -00234, and -00235 (Patent 7,237,634 B2) IPR2017-00236, and -00237 (Patent 8,214,097 B2)

## For PETITIONER:

Michael Lennon Clifford Ulrich ANDREWS KURTH KENYON LLP mlennon@kenyon.com culrich@kenyon.com

## For PATENT OWNER:

Timothy Riffe
Linda Kordziel
Brian Livedalen
FISH & RICHARDSON P.C.
riffe@fr.com
kordziel@fr.com
bvl@fr.com
IPR36351-0015IPM@fr.com
PTABInbound@fr.com

