

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MIPOX CORPORATION,
Petitioner,

v.

INTERNATIONAL TEST SOLUTIONS, INC.,
Patent Owner.

Case IPR2017-00869
Patent 8,801,869

**JOINT MOTION TO TERMINATE THE PROCEEDING
PURSUANT TO 35 U.S.C. § 317 AND 37 C.F.R. § 42.74**

I. Joint Motion to Terminate Proceeding

Pursuant to 35 U.S.C. § 317 and 37 C.F.R. § 42.74, Petitioner Mipox Corporation and Patent Owner International Test Solutions, Inc. (“the Parties”) jointly request the termination of the *inter partes* review of U.S. Patent No. 8,801,869, Case No. IPR2017-00869, without prejudice to either party.

This *inter partes* review has been instituted, but the proceeding is still at an early stage, before the Patent Owner’s response has been submitted or any deposition has occurred. The parties have settled their dispute and have agreed to request the termination of the above captioned *inter partes* review proceeding. A Settlement Agreement between the Parties has been made in writing, and a true and correct copy of the Settlement Agreement is being filed concurrently with the present motion. Also filed concurrently with this motion is a Joint Request to Treat Settlement Agreement as Business Confidential Information, to be kept separate from the file of the involved patent pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c). The Parties certify that no other concurrent or auxiliary agreements beyond what is in the Settlement Agreement have been reached between the Parties in contemplation of terminating the instant proceeding.

II. Conclusion

For the foregoing reasons, the Parties respectfully request that their joint motion to terminate proceeding be granted.

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Date: November 22, 2017

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Patent 8,801,869

CERTIFICATE OF SERVICE

I hereby certify that, on November 22, 2017, I caused a true and correct copy of the foregoing to be served by consent of the petitioner via email on the following counsel of record for Patent Owner:

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