

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

UNIFIED PATENTS INC.
Petitioner,

v.

WIRELESS MONITORING SYSTEMS LLC,
Patent Owner.

Case IPR2018-00027
Patent 9,280,886 B2

Before TREVOR M. JEFFERSON, BRIAN J. McNAMARA, and
IRVIN E. BRANCH, *Administrative Patent Judges*.

BRANCH, *Administrative Patent Judge*.

JUDGMENT
TERMINATION OF THE PROCEEDING
35 U.S.C. § 317 and 37 C.F.R. § 42.72

I. DISCUSSION

On June 19, 2018, the Parties informed the Board via e-mail that they had reached a settlement and requested authorization to file a Joint Motion to Terminate the proceeding with respect to both the Patent Owner and the Petitioner. In an e-mail on June 21, 2018, the Board authorized the filing of the requested Joint Motion to Terminate this proceeding as to both parties. On July 3, 2018, the parties filed a Joint Motion to Dismiss and Terminate this proceeding (Paper 10), a true copy of the parties' settlement agreement (Ex. 1012), and a Joint Request to File Settlement Agreement As Business Confidential Information Pursuant To 35 U.S.C. § 317(b)(Paper 11).

On April 11, 2018, we entered a decision instituting an *inter partes* review of claims 1, 2, 4–6, 9, 10, 29, 35, 37–42, and 51–54 of U.S. Patent No. 9,280,886 B2 (Ex. 1001, “the ’886 patent”). Paper 8. Although we have instituted a trial, Patent Owner, Wireless Monitoring Systems LLC, has not filed a response to the Petition, nor has Petitioner, Unified Patents Inc., filed a reply.

In the Joint Motion to Terminate this proceeding, the parties indicate that they have settled their dispute regarding the ’886 patent. Paper 10, 1. The parties also represent that there are no other agreements, oral or written, between the parties made in connection with, or in contemplation of, the termination of the present proceeding and that Ex.1012 represents a true and accurate copy of the agreement between the parties that resolves the present proceeding. According to the parties, terminating this proceeding at this juncture would promote efficiency, preserve Board resources, and minimize unnecessary costs. *Id.* at 2–3. We agree with the parties in this regard. Consequently, we determine that it is appropriate to terminate the trial and

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enter judgment¹ without rendering a final written decision. *See* 37 C.F.R. § 42.72.

II. ORDER

In consideration of the foregoing, it is hereby:

ORDERED that the parties' request to treat the settlement agreement (Ex. 1012) as business confidential information under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c) is GRANTED; and

FURTHER ORDERED that the Joint Motion to Terminate this proceeding is GRANTED, and this proceeding is hereby terminated.

¹A judgment means a final written decision by the Board, or a termination of a proceeding. 37 C.F.R. § 42.2.

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