

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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ERICSSON INC. AND TELEFONAKTIEBOLAGET LM ERICSSON,  
Petitioner,

v.

INTELLECTUAL VENTURES I LLC,  
Patent Owner.

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Case IPR2018-01666  
Patent 9,421,330 B2

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Before KRISTEN L. DROESCH, MICHAEL W. KIM, and  
JASON W. MELVIN, *Administrative Patent Judges*.

DROESCH, *Administrative Patent Judge*.

DECISION

Granting the Parties' Joint Motion to Terminate Proceeding  
*35 U.S.C. § 317; 37 C.F.R. § 42.72*

## I. DISCUSSION

Pursuant to authorization by the Board, the parties filed the following: (1) a Joint Motion to Terminate Proceeding (Paper 11); (2) a true copy of the parties' settlement agreement (Ex. 1038); and (3) a joint request to treat the settlement agreement as business confidential information, and to keep separate from the file of the involved patent, under 37 C.F.R. § 42.74(c) (Paper 12).

Oral argument has not been held, and a final written decision has not been entered. In the Joint Motion to Terminate Proceeding, the parties indicate that they have settled all their disputes in this proceeding, and have agreed to terminate the proceeding. Paper 11, 3. The parties also “jointly certify that there are no other written or oral agreements or understandings, including any collateral agreements, between them, including but not limited to licenses, covenants not to sue, confidentiality agreements, payment agreements, or other agreements of any kind, that are made in connection with or in contemplation of, the termination of this proceeding.” *Id.* at 3–4. Under these particular circumstances, we determine that it is appropriate to terminate the proceeding without rendering a final written decision. *See* 35 U.S.C. § 317; 37 C.F.R. § 42.72. We also have reviewed the true copy of the parties' settlement agreement, and we determine that good cause exists to treat this settlement agreement as business confidential information, and keep it separate from the file of U.S Patent No. 9,532,330 (Ex. 1001, “the '330 Patent”), under 37 C.F.R. § 42.74(c).

## II. ORDER

In consideration of the foregoing, it is hereby:

ORDERED that the parties' request (Paper 12) to treat the true copy of their settlement agreement (Ex. 1038) as business confidential information, and to keep separate from the file of the involved patent, under 37 C.F.R. § 42.74(c) is *granted*;

FURTHER ORDERED that the settlement agreement (Ex. 1038) shall be treated as business confidential information, kept separate from the file of the '330 Patent, and made available only to Federal Government agencies on written request to the Board, or to any person on a showing of good cause, under the provisions of 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c); and

FURTHER ORDERED that the parties' Joint Motion to Terminate Proceeding (Paper 11) is *granted*, and the proceeding is terminated.

Case IPR2018-01666  
Patent 9,532,330

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