

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ARM LTD. and ARM, INC.,
Petitioner,

v.

COMPLEX MEMORY LLC,
Patent Owner.

Case IPR2019-00053 (Patent 5,890,195)
Case IPR2019-00058 (Patent 6,658,576 B1)¹

Before KARL D. EASTHOM, DENISE M. POTHIER, and
CHARLES J. BOUDREAU, *Administrative Patent Judges*.

POTHIER, *Administrative Patent Judge*.

DECISION
Motion to Dismiss
37 C.F.R. §§ 42.5(a), 42.71(a)

¹ This Decision issues in both cases as it addresses identical issues in each. The parties, however, must seek prior authorization to use this heading style for any subsequent papers.

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With authorization from the Board, Petitioner ARM Limited and ARM, Incorporated and Patent Owner Complex Memory LLC filed a Joint Motion to Dismiss Pursuant to 35 U.S.C. § 317(a) as Paper 9 and a Joint Request to File Settlement Agreement as Business Confidential Information Pursuant to 35 U.S.C. § 317(b)² as Paper 8 in each of the above-captioned cases. The parties represent that they have reached agreement in the form of a “Patent License Agreement,” which is in writing and a true copy of which has been filed in conjunction with the above motions as required under 37 C.F.R. § 42.74(b) as Exhibit 1019 in IPR2019-00053 and as Exhibit 1010 in IPR2019-00058. Paper 9, 2.

At this early stage, we determine that dismissal is warranted in light of the parties’ joint request and their settlement agreement. *See* 37 C.F.R. §§ 42.5(a), 42.71(a). We further determine that the settlement agreement filed by the parties constitutes business confidential information. Therefore, the parties’ joint motions discussed above are *granted*.

This paper does not constitute a final written decision pursuant to 35 U.S.C. § 318(a).

ORDER

It is
ORDERED that the parties’ joint motions to dismiss in the above-captioned cases are *granted*, and the petitions are *dismissed*;

² The parties mistakenly refer to paragraph (a). Paper 9, 1.

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FURTHER ORDERED that the parties' Joint Requests to File Settlement Agreement as Business Confidential Information Pursuant to 35 U.S.C. § 317 in the above-captioned petitions are *granted*, and

FURTHER ORDERED that Exhibit 1019 in Case IPR2019-00053 and Exhibit 1010 in Case IPR2019-00058 each shall be kept separate from the pertinent files of the involved patents, consistent with 37 C.F.R. § 42.74(b) and (c).

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