

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD. and SAMSUNG ELECTRONICS
AMERICA, INC.,
Petitioner,

v.

IMMERSION CORPORATION,
Patent Owner.

Case IPR2019-00704
Patent 8,619,051 B2

Before MICHAEL R. ZECHER, BRYAN F. MOORE, and
NEIL T. POWELL, *Administrative Patent Judges*.

MOORE, *Administrative Patent Judge*.

DECISION

Dismissing the Petition Pursuant to Settlement
37 C.F.R. §§ 42.71(a), 42.74

On May 23, 2019, pursuant to Board authorization, Petitioner and

Patent Owner filed a joint motion to dismiss the Petition in the proceeding identified in the caption. Paper 6. Along with the motion, the parties filed a copy of a document they describe as a settlement agreement regarding the settlement agreement (Paper 6; Ex. 2028), as well as a joint request to treat the settlement agreement and email regarding the settlement agreement as business confidential information. Papers 6, 7; *see* 37 C.F.R. § 42.74(c) (a party to a settlement may request that the settlement agreement be treated as business confidential and be kept separate from the patent file).

The proceeding is in a preliminary stage. The Board has not yet issued a decision on whether to institute the requested review. The parties state in the joint motion that they have settled their dispute and have reached agreement to terminate this *inter partes* review. Paper 6. We are persuaded that, under these circumstances, it is appropriate to dismiss the Petition without rendering any further decisions, thereby terminating this proceeding. 37 C.F.R. § 42.71(a). This Order does not constitute a final written decision pursuant to 35 U.S.C. § 318(a).

It is therefore

ORDERED that the joint motion is *granted* and the Petition is dismissed resulting in termination of this proceeding; and

FURTHER ORDERED that the joint request that the settlement agreement (Ex. 2028) be treated as business confidential information, to be kept separate from the patent file, is *granted* in this proceeding.

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