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Paper 45
Date: October 14, 2014

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

EBAY ENTERPRISE, INC. and EBAY, INC.,
Petitioner,

v.

LAWRENCE B. LOCKWOOD,
Patent Owner.

Case CBM2014-00026
Patent 5,576,951

Before SALLY C. MEDLEY, MICHAEL W. KIM, and
BENJAMIN D. M. WOOD, *Administrative Patent Judges.*

MEDLEY, *Administrative Patent Judge.*

JUDGMENT
Termination of the Proceeding
37 C.F.R. § 42.73

On October 9, 2014, and pursuant to 35 U.S.C. § 327(b) and 37 C.F.R. § 42.74, the parties filed a true copy of a settlement agreement along with a joint request to treat the settlement agreement as business confidential, to be kept

separate from the patent file. Paper 44; Ex. 2030. In addition, the parties filed a joint motion to terminate the proceeding pursuant to 35 U.S.C. § 327. Paper 42. In the joint motion, the parties represent that the settlement agreement filed on October 9, 2014 is a true copy and resolves all disputes between the parties. *Id.* at 2–4.

This covered business method patent review was instituted on May 15, 2014. Paper 25. At this juncture of the proceeding, the Board does not have before it full briefing on the trial issues and the Board has not entered a final decision. Based on the facts of this case, it is appropriate to enter judgment.[1] Therefore, the joint motion to terminate the proceeding is *granted*.

Accordingly, it is

ORDERED that the parties' joint request that the settlement agreement be treated as business confidential information, to be kept separate from the patent file is *granted*; and

FURTHER ORDERED that the joint motion to terminate the proceeding is *granted*; and

FURTHER ORDERED that the proceeding is *terminated.*

[1] A 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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