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Paper No. 10
Entered: February 13, 2017

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SONY MOBILE COMMUNICATIONS (USA) INC.,
Petitioner,

v.

CONTENT AGGREGATION SOLUTIONS, LLC,
Patent Owner.

Case CBM2016-00098
Patent 8,756,155 B2

Before LORA M. GREEN, WILLIAM V. SAINDON, and KEVIN W. CHERRY, *Administrative Patent Judges.*

GREEN, *Administrative Patent Judge*.

DECISION
Granting Joint Motion to Terminate Due to Settlement Prior to Institution
37 C.F.R. § 42.72, 42.74

On February 9, 2017, the parties filed joint motions to terminate the instant proceeding (Paper 7), accompanied by a true copy of a settlement agreement (Ex. 1021) and joint requests to treat the settlement agreement as business confidential, to be kept separate from the patent file, pursuant to 35 U.S.C. § 327(b) and 37 C.F.R. § 42.74(c) (Paper 8).

The parties indicate in their joint motion to terminate that they have reached an agreement resolving their dispute involving U.S. Patent No. 8,756,155 B2 ("the '155 patent"). Paper 7, 2. Specifically, the parties state they "have settled their disputes and executed a settlement agreement to terminate this proceeding, as well as the Parties' related district court litigation regarding the '155 Patent: *Content Aggregation Solutions LLC v. Sony Mobile Communications Inc. et al.*, Case No. 3:16-cv-00531 (S.D. Cal.)." *Id.* The parties indicate further that the settlement agreement terminated the district court litigation as to all defendants. *Id.* at 2–3.

This proceeding is in a preliminary stage. Although Patent Owner filed a Preliminary Response (Paper 6), no decision on whether to institute trial has been made. Under the circumstances presented here, we determine that it is appropriate to terminate this preliminary proceeding with respect to both Petitioner and Patent Owner. Accordingly, we grant the parties' joint motion to terminate. We also grant the parties' joint request to treat the settlement agreement as business confidential information, to be kept separate from the patent file.

Accordingly, it is

ORDERED that the joint request to treat the settlement agreement as business confidential information, to be kept separate from the patent file, is GRANTED;

FURTHER ORDERED that the joint motion to terminate the proceedings is GRANTED; and

FURTHER ORDERED that the instant proceeding is TERMINATED.

PETITIONER:

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