

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FELLOWES, INC.
Petitioner,

v.

SPECULATIVE PRODUCT DESIGN, LLC
Patent Owner.

Case IPR2013-00197
Patent 8,204,561

Before LORA M. GREEN, BENJAMIN D. M. WOOD, and ADAM V. FLOYD,
Administrative Patent Judges.

GREEN, *Administrative Patent Judge*.

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

The parties have requested that this trial proceeding be terminated pursuant to a settlement. On, November 7, 2013, the Board authorized the parties to file a joint request to terminate and to file the settlement agreement as business confidential under 37 C.F.R. 42.74(c). Paper No. 23. On, November 11, 2013, the parties filed a joint motion to terminate and to treat the settlement agreement as business confidential.¹ Paper No. 22. See 35 U.S.C. § 317(a); 37 C.F.R. § 42.72. With their motion to terminate and to treat the settlement agreement as business confidential, the parties also filed a copy of a written settlement agreement. Paper No. 22, Ex. 2001 (Confidential Exhibit a A).

A decision by the Board to institute a trial was entered on September 23, 2013. Paper No. 16. This matter, however, is in the preliminary stages. The parties have not identified any other related matters between them. Under these circumstances, the Board determines that it is appropriate to enter judgment² and terminate the trial without rendering a final written decision. 37 C.F.R. § 42.72.

It is, therefore,

ORDERED that the joint motion to terminate the proceeding is GRANTED and the proceeding is hereby terminated;

FURTHER ORDERED that the parties' joint request that the settlement agreement be treated as business confidential information and shall be kept separate from the file of the involved patent under the provisions of 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), is GRANTED.

¹ We note that normally the request to treat the settlement agreement as business confidential is filed as separate paper from the joint motion to terminate the proceeding.

² 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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Petitioner:

Bryan P. Collins

Gabriel A. Haboubi

Pillsbury Winthrop Shaw Pittman, LLP

Bryan.collins@pillsburylaw.com

Gabriel.haboubi@pillsburylaw.com

Patent Owner:

Stephen J. Lieb

Eugene LeDonne

Frommer Lawrence & Haug LLP

745 Fifth Avenue

New York, New York 10151

boxspeculative@flhlaw.com