

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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TATE & LYLE AMERICAS LLC

Petitioner,

v.

CARGILL, INC.

Patent Owner

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Cases IPR2014-00084

Patent 8,361,235 B2

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Before LORA M. GREEN, SHERIDAN K. SNEDDEN, and TINA E. HULSE,  
*Administrative Patent Judges.*

GREEN, *Administrative Patent Judge.*

JUDGEMENT

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 June 20, 2014, we authorized the parties to file a joint request to terminate and to file the settlement agreement as business confidential information under 37 C.F.R. § 42.74(c). Paper 15. On June 20, 2014, the parties filed a joint motion to terminate, as well as a joint motion requesting that the joint settlement agreement be treated as business confidential information and sealed. Papers 16 and 17; *see also* 35 U.S.C. § 317; 37 C.F.R. § 42.72. With their motion to terminate and seal, the parties also filed a copy of a written settlement agreement. Ex. 1018.

A decision by the Board to institute a trial was entered on April 1, 2014. Paper 12. This matter, however, is in the preliminary stages. The parties have not identified any other related matters. Under these circumstances, we determine that it is appropriate to enter judgment<sup>1</sup> 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.

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<sup>1</sup> A judgment means a final written decision by the Board, or a termination of a proceeding. 37 C.F.R. § 42.2

Case IPR2014-00084

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PETITIONER:

Stephen D. Harper

[sdharper@ratnerprestia.com](mailto:sdharper@ratnerprestia.com)

Christopher Blaszkowski

[cblaszkowski@ratnerprestia.com](mailto:cblaszkowski@ratnerprestia.com)

Benjamin Leace

[beleace@ratnerprestia.com](mailto:beleace@ratnerprestia.com)

PATENT OWNER:

Todd Walters

[todd.walters@bipc.com](mailto:todd.walters@bipc.com)

Christopher North

[christopher.north@bipc.com](mailto:christopher.north@bipc.com)