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Paper 17
Date: April 22, 2014

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NIKE USA, INC.
Petitioner

v.

STIRLING MOULDINGS LIMITED
Patent Owner

Case IPR2014-00428
Patent RE43,994

Before DONNA M. PRAISS, CHRISTOPHER L. CRUMBLEY, and JO-ANNE M. KOKOSKI, *Administrative Patent Judges.*

KOKOSKI, *Administrative Patent Judge*.

JUDGMENT
Termination of the Proceeding
37 C.F.R. § 42.72

The parties requested that this proceeding be terminated pursuant to a settlement. On April 16, 2014, the Board authorized the parties to file a joint motion to terminate and to request that the settlement agreement be treated as business confidential information pursuant to 37 C.F.R. § 42.74(b). Paper 14. The parties filed the Joint Motion to Terminate Under 35 U.S.C. § 317 on April 17, 2014. Paper 15. Accompanying the motion, the parties filed a true copy of a settlement agreement with a Joint Request to File Settlement Agreement as Business Confidential Information Under 35 U.S.C. § 317 and 37 C.F.R. § 42.74. Paper 16.

This matter is a preliminary proceeding[1] and a decision on whether to institute the trial has not been made. Under these circumstances, it is appropriate to terminate the proceeding. The joint motion to terminate the proceeding is *granted*.

Accordingly, it is

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

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

FURTHER ORDERED that the proceeding is *terminated.*

[1] A preliminary proceeding begins with the filing of a petition for instituting a trial and ends with a written decision as to whether trial will be instituted. 37 C.F.R. § 42.2.

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