

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BILLY GOAT INDUSTRIES, INC.,
Petitioner,

v.

SCHILLER GROUND CARE, INC.,
Patent Owner.

Case IPR2014-00742
Patent 8,469,113 B2

Before BARRY L. GROSSMAN, MITCHELL G. WEATHERLY, and
JAMES A. TARTAL, *Administrative Patent Judges*.

WEATHERLY, *Administrative Patent Judge*.

JUDGMENT

Termination of the Proceeding
35 U.S.C. § 317(a) and 37 C.F.R. § 42.72

The parties have requested that this trial be terminated pursuant to a settlement. On January 26, 2015, we authorized the parties via e-mail to file a joint request to terminate this proceeding and to file the settlement agreement as business confidential information under 37 C.F.R. § 42.74(c). The parties filed their joint motion on January 29, 2015. Paper 15. With

their joint motion to terminate, the parties also filed a copy of a written settlement agreement that they request be kept confidential. Paper 16, at 1; Ex. 1017.

We instituted trial in this proceeding on November 7, 2014 (Paper 8), and denied Petitioner's Request for Rehearing in this proceeding on December 18, 2014 (Paper 14). Since December 18, 2014, the parties have filed no papers other than the joint motion to terminate. Thus, this proceeding is in its initial stages. The parties indicate that they have agreed to resolve all disputes between them related to the challenged patent. Paper 15, at 1. Under these circumstances, we determine that it is appropriate to enter judgment and terminate the trial without rendering a final written decision. 37 C.F.R. § 42.72.

Accordingly, it is

ORDERED that the Joint Motion to Terminate Proceeding under 35 U.S.C. § 317 and 37 C.F.R. § 42.74 is *granted*;

FURTHER ORDERED that the Joint Request to Treat Agreement as Business Confidential Information under 35 U.S.C. § 317 and 37 C.F.R. § 42.74(c), is *granted*.

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