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Paper 16
Entered: April 29, 2015

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

HALIBURTON ENERGY SERVICES, INC.,
Petitioner,

v.

DYNAMIC 3D GEOSOLUTIONS LLC,
Patent Owner.

Cases IPR2014-01186
Patent 7,986,319 B2[1]

Before KARL D. EASTHOM, DAVID C. McKONE, and KEVIN W. CHERRY, *Administrative Patent Judges.*

EASTHOM, *Administrative Patent Judge*.

JUDGMENT
Termination of the Proceedings
35 U.S.C. § 317
37 C.F.R. §§ 42.72, 42.73, 42.74

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[1] IPR2014-01189 and IPR2014-01190 have been consolidated with IPR2014-01186.

On April 16, 2015, the parties filed a joint motion to terminate the consolidated proceeding (*see* note 1), with a true copy of their written settlement agreement, made in connection therewith, in accordance with 35 U.S.C. § 317 and 37 C.F.R. § 42.74(b). *See* Paper 25, Ex. 2001 (settlement agreement). The parties also filed a related joint motion requesting that the settlement agreement be treated as business confidential information under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c). Paper 26. The joint motion to terminate states that "[t]ermination of this proceeding is proper because it is in its earliest stages of Patent Owner discovery, and the Board has not entered a final decision." Paper 25, 2. Patent Owner has not filed a Patent Owner Response. *See id*. "Generally, the Board expects that a proceeding will terminate after the filing of a settlement agreement." Office Patent Trial Practice Guide, 77 Fed. Reg. 48,756, 48,768 (Aug. 14, 2012). The motion to terminate also states that the lawsuit filed against Petitioner as a defendant in district court involving the patent under review has settled, and that the parties filed a joint motion to dismiss that lawsuit with prejudice. *See* Paper 25, 3–4.

Based on the foregoing, the record warrants entering judgment by terminating each proceeding without rendering a final written decision, and treating the settlement agreement as business confidential. *See* 35 U.S.C. § 317(a); 37 C.F.R. §§ 42.72 (termination), 42.73 (judgment generally), 42.74 (settlement). A judgment "means a final written decision by the Board, or a termination of a proceeding." 37 C.F.R. § 42.2.

It is

ORDERED that each case, IPR2014-01186, IPR2014-01189, and IPR2014-01190, is *terminated;* and

FURTHER ORDERED that the settlement agreement *be treated as business confidential information* and kept separate from the patent files, and made

available only to Federal Government agencies on written request, or to any person on a showing of good cause, pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c).

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