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Paper 27
Entered: February 22, 2016

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TRW AUTOMOTIVE U.S. LLC,
Petitioner,

v.

MAGNA ELECTRONICS, INC.,
Patent Owner.

Case IPR2014-01497
Patent 8,531,278 B2

Before JAMESON LEE, BARRY L. GROSSMAN, and
BART A. GERSTENBLITH, *Administrative Patent Judges*.

GROSSMAN, *Administrative Patent Judge*.

ORDER
Termination of the Proceeding
35 U.S.C. § 317; 37 C.F.R. § 42.72

Pursuant to authorization by the Board, TRW Automotive U.S. LLC ("Petitioner") and Magna Electronics, Inc. ("Patent Owner") filed a Joint Motion to Terminate, jointly requesting termination of this *inter partes* review proceeding (Paper 26 ("Joint Motion")) and requesting that we treat as "business confidential information" the submitted settlement agreement (Ex. 1009).

Under 35 U.S.C. § 317(a), an *inter partes* review proceeding shall be terminated with respect to any petitioner upon the joint request of the petitioner and the patent owner, unless the Patent and Trademark Office has decided the merits of the proceeding before the request for termination is filed. The Board has not decided the merits of this proceeding.

Under 35 U.S.C. § 317(b), any agreement or understanding between Patent Owner and Petitioner, including any collateral agreements referred to in such agreement or understanding, made in connection with, or in contemplation of, the termination of the proceeding shall be in writing, and a true copy of such agreement or understanding shall be filed in the Office. Patent Owner and Petitioner state in the Joint Motion that the parties have agreed to settle their dispute and have reached a written agreement to terminate this proceeding. Joint Motion 2. In support of the Joint Motion, the parties submitted Exhibit 1009, which they represent is a true and correct copy of the agreement. *Id.*; 35 U.S.C. § 317(b); 37 C.F.R. § 42.74(b).

Upon consideration of the Joint Motion, we grant the Joint Motion and terminate this proceeding as to both Petitioner and Patent Owner without rendering a final written decision. 37 C.F.R. § 42.72. We also grant the parties' joint request to maintain Exhibit 1009 as business confidential information in accordance with 37 C.F.R. § 42.74(c).

ORDER

Accordingly, it is:

ORDERED that the Joint Motion to Terminate this proceeding (Paper 26) is *granted* and, accordingly, this proceeding is hereby *terminated*; and

FURTHER ORDERED that the parties' joint request that the agreement (Ex. 1009) submitted in support of the Joint Motion be treated as business confidential information, to be kept separate from the file of U.S. Patent No. 8,531,278 B2, and made available only under the provisions of 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), is *granted*.

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