

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

STARBUCKS CORPORATION,
Petitioner

v.

KROY IP HOLDINGS, LLC,
Patent Owner

Case IPR2015-00260
Patent 7,054,830 B1

Before MICHAEL J. FITZPATRICK, BARRY L. GROSSMAN, and
JEREMY M. PLENZLER, *Administrative Patent Judges*.

PLENZLER, *Administrative Patent Judge*.

JUDGMENT
Termination of the Proceeding
37 C.F.R. § 42.73

On Tuesday, December 23, 2014, the parties requested a conference call to inform the Board of settlement between the parties and to discuss filing a joint motion to terminate the proceeding. On Tuesday, December 30, 2014, counsel for Petitioner contacted the Board regarding a concern about meeting the deadline for correcting defects in the Petition before the proceeding is terminated.

On December 30, 2014, the Board extended the due date for correcting defects in the Petition to Friday, January 9, 2015. The Board also granted the parties authorization to file a joint motion to terminate this proceeding, due January 9, 2015.

On December 30, 2014, the parties filed a joint motion to terminate, requesting that this proceeding be terminated pursuant to settlement of the dispute regarding U.S. Patent No. 7,054,830. Paper 6. With their motion to terminate, the parties filed a copy of a written settlement agreement (Ex. 1016) that they request be kept confidential. Paper 7. We have not instituted a trial in this proceeding. Under these circumstances, we determine that it is appropriate to enter judgment and terminate the proceeding. 37 C.F.R. § 42.73.

Accordingly, it is:

ORDERED that the proceeding is *terminated*; and

FURTHER ORDERED that the joint request that the settlement agreement (Ex. 1016) be treated as business confidential information and be kept separate from the file of the involved patents under 37 C.F.R. § 42.74(c) is *granted*.

IPR2015-00260
Patent 7,054,830 B1

PETITIONER:

Paul Haughey
phaughey@kilpatricktownsend.com

PATENT OWNER:

Mark W. Hetzler
mwhetz@fitcheven.com

Nicholas T. Peters
ntpete@fitcheven.com