

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

VICTAULIC COMPANY,

Petitioner,

v.

THE VIKING CORPORATION,

Patent Owner.

Case IPR2015-00423

Patent 7,845,599 B2

Before MITCHELL G. WEATHERLY, JAMES A. TARTAL, and
CARL M. DEFRANCO JR., *Administrative Patent Judges*.

TARTAL, *Administrative Patent Judge*.

JUDGMENT

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

The parties request that this trial be terminated pursuant to a settlement. On November 13, 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 November 16, 2015. Paper 23.

With their joint motion to terminate, the parties also filed a copy of a written settlement agreement that they request be kept confidential. Paper 23, 1; Ex. 1019. We instituted trial in this proceeding on June 26, 2015 (Paper 9). Since November 16, 2015, 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 23, 2–3. 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(a) is *granted*;

FURTHER ORDERED that the joint request to treat the “Settlement and Cross License Agreement” (Exhibit 1019) as “business confidential information” under 35 U.S.C. § 317 and 37 C.F.R. § 42.74(c), is *granted*.

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