

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

HANGZHOU HIKVISION DIGITAL TECHNOLOGY CO., LTD.
and HIKVISION USA INC.,
Petitioner,

v.

TROVER GROUP, INC.,
Patent Owner.

Case IPR2015-00432
Patent No. 5,751,346

Before JEREMY M. PLENZLER, CHRISTOPHER L. CRUMBLEY, and
PETER P. CHEN, *Administrative Patent Judges*.

CRUMBLEY, *Administrative Patent Judge*.

ORDER
Dismissing the Petition
37 C.F.R. §§ 42.5(a), 42.71(a)

On July 10, 2015, pursuant to Board authorization, Petitioner¹ Hangzhou Hikvision Digital Technology Co., Ltd. and Hikvision USA Inc. (collectively, “Hikvision”) and Patent Owner Trover Group, Inc., filed a Joint Motion to Terminate the Proceeding. Paper 17. With the Joint Motion, Hikvision and Trover filed a copy of a written settlement agreement between them and a Joint Request to Keep Separate, seeking to have the settlement agreement treated as confidential business information under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c). Ex. 1016; Paper 18.

This proceeding is in its initial stages; the Board has not yet decided the merits of the Petition. Hikvision and Trover indicate that they have agreed to resolve their dispute related to the challenged patent. Paper 17, 2. Under these circumstances, we determine that it is appropriate to dismiss the petition and decline to institute trial. *See* 35 U.S.C. § 314; 37 C.F.R. §§ 42.5(a), 42.71(a). This paper does not constitute a final written decision pursuant to 35 U.S.C. § 318(a).

In light of the foregoing, it is

ORDERED that the Joint Motion to Terminate (Paper 17) is *granted*;

FURTHER ORDERED that the Petition is *dismissed*;

FURTHER ORDERED that no trial is instituted; and

FURTHER ORDERED that the parties’ Joint Request (Paper 18) to have their settlement agreement (Ex. 1016) treated as business confidential information, to be kept separate from the patent file, is *granted*.

¹ The Petition named Axis Communications, Inc., Hangzhou Hikvision Digital Technology Co., Ltd., and Hikvision USA Inc. as Petitioner. The Petition was dismissed as to Axis Communications following a Joint Motion to Terminate that was granted June 12, 2015.

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