

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

UNIFIED PATENTS INC.,
Petitioner,

v.

HALL DATA SYNC TECHNOLOGIES LLC,
Patent Owner.

Case IPR2015-00874
Patent 7,685,506 B2

Before JUSTIN BUSCH, SHERIDAN K. SNEDDEN, and
BARBARA A. PARVIS, *Administrative Patent Judges*.

BUSCH, *Administrative Patent Judge*.

JUDGMENT

Termination Pursuant to Settlement

35 U.S.C. § 317(a) and 37 C.F.R. §§ 42.5, 42.71–42.74

On December 21, 2015, Petitioner and Patent Owner filed a Joint Motion to Terminate. Paper 13. Along with the Motion, the parties filed a copy of their Settlement Agreement, made in connection with the

termination of this case, in accordance with 37 C.F.R. § 42.74(b). Ex. 1010. The parties submitted a joint motion requesting that the Settlement Agreement be treated as business confidential information and kept separate from the files of the patent at issue, U.S. Patent No. 7,685,506 B2 (“the ’506 patent”), under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c). Paper 14. For the reasons set forth below, the Joint Motion to Terminate and the Joint Motion to Keep Confidential are granted.

The Board generally expects that a case “will terminate after the filing of a settlement agreement, unless the Board has already decided the merits.” Office Patent Trial Practice Guide, 77 Fed. Reg. 48,756, 48,768 (Aug. 14, 2012); *see* 37 C.F.R. § 42.72. In their joint motion to terminate, the parties indicate that the Settlement Agreement resolves all disputes between them involving the patent-at-issue in this case. *See* Paper 13, 1. Upon consideration of the facts before us, we determine that it is appropriate to terminate this case and enter judgment, without rendering a final written decision. *See* 37 C.F.R. §§ 42.5(a), 42.71(a), 42.73(a), 42.74. We, therefore, grant the Joint Motion to Terminate.

We also determine that the parties have complied with the requirements of 37 C.F.R. § 42.74(c) to have the Settlement Agreement treated as business confidential information and kept separate from the files of the ’506 patent. Thus, we grant the Joint Motion to Keep Confidential.

ORDER

For the foregoing reasons, it is:

ORDERED that the Joint Motion to Keep Confidential, requesting that the Settlement Agreement be treated as business confidential information and kept separate under 37 C.F.R. § 42.74(c) (Papers 14) is *granted*; and

FURTHER ORDERED that the Joint Motion to Terminate (Paper 13) is *granted* and this proceeding is terminated with respect to both Petitioner and Patent Owner.

PETITIONER:

Michael L. Kiklis
Scott A. McKeown
Katherine D. Cappaert
OBLON LLP
cpdocketkiklis@oblon.com
cpdocketmckeown@oblon.com
cpdocketcappaert@oblon.com

Jonathan Stroud
UNIFIED PATENTS INC.
jonathan@unifiedpatents.com

PATENT OWNER:

Jeffrey A. Sadowski
Dean W. Amburn
HOWARD & HOWARD ATTORNEYS PLLC
Jas2@h2law.com
DWA@h2law.com