

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AEVOE CORP.,
Petitioner,

v.

RACING OPTICS, INC.,
Patent Owner.

Case IPR2016-01745
Patent 8,974,620 B2

Before JON B. TORNQUIST, JEFFREY W. ABRAHAM, and
MICHELLE N. ANKENBRAND, *Administrative Patent Judges*.

TORNQUIST, *Administrative Patent Judge*.

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

On March 10, 2017, pursuant to Board authorization, Petitioner Aevoe Corp. and Patent Owner Racings Optics, Inc. filed a Joint Motion to Terminate this proceeding. Paper 9, “Mot.” With the Joint Motion to Terminate, the parties filed a copy of their written settlement agreement and a joint request to treat the settlement agreement as business confidential information, to be kept separate from the files of the involved patent under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c). Paper 10; Ex. 1012.

The Board has not yet decided the merits of the Petition, and the parties indicate that they have agreed to resolve “all disputes relating to [U.S. Patent No. 8,974,620],” as well as other related patents. Mot. 3. Accordingly, we determine that dismissal of the Petition is appropriate. See 37 C.F.R. § 42.71(a).

ORDER

In view of the foregoing, it is

ORDERED that the Joint Motion to Terminate (Paper 9) is *granted*;

FURTHER ORDERED that the Petition (Paper 1) is *dismissed*;

FURTHER ORDERED that no trial is instituted; and

FURTHER ORDERED that the parties’ Joint Request (Paper 10) to treat the parties’ settlement agreement (Ex. 1012) as business confidential information, to be kept separate from the patent file, is *granted*.

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Patent 8,974,620 B2

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