

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DUBOSE STRAPPING, INC.,
Petitioner,

v.

SIGNODE INDUSTRIAL GROUP, LLC,
Patent Owner.

Case IPR2017-00434
Patent 7,625,628 B2

Before JO-ANNE M. KOKOSKI and JEFFREY W. ABRAHAM,
Administrative Patent Judges.

KOKOSKI, *Administrative Patent Judge.*

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

On June 16, 2017, with Board authorization, the parties filed a joint motion to terminate this proceeding (Paper 8), along with what they indicate is a true copy of their written settlement agreement (Ex. 2002). The parties indicate in their joint motion that they have “settled their dispute with respect to” U.S. Patent No. 7,625,628 B2 (“the ’628 patent”) and “reached an agreement to terminate this proceeding.” Paper 8, 1. On the same day, the parties also filed a joint motion requesting that the settlement agreement be treated as business confidential information and kept separate from the file of the ’628 patent. Paper 9.

The instant proceeding is in the early stages, and a decision on whether to institute trial has not been made. The parties represent that “[t]here are no other agreements, oral or written, between the parties made in connection with, or in contemplation of, the termination of the proceeding.” Paper 8, 1. The parties further represent that Exhibit 2002 is a “true and correct copy of the parties’ Confidential Settlement Agreement.” *Id.* Under these circumstances, it is appropriate to dismiss the Petition for *Inter Partes* Review. This paper does not constitute a final written decision pursuant to 35 U.S.C. § 318(a).

As requested by the parties (Paper 9), the settlement agreement will be treated as business confidential information and kept separate from the file of the ’628 patent. 37 C.F.R. § 42.74(c).

Accordingly, it is

ORDERED that the joint motion to terminate the proceeding (Paper 8) is *granted*;

FURTHER ORDERED that the Petition for *Inter Partes* Review of the '628 patent is *dismissed*; and

FURTHER ORDERED that the parties' joint request (Paper 9) that the settlement agreement (Ex. 2002) be treated as business confidential information, to be kept separate from the patent file, is *granted*.

PETITIONER:

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