

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AMAZON.COM, INC. and AMAZON WEB SERVICES, INC.,
Petitioner,

v.

AVAGO TECHNOLOGIES GENERAL IP (SINGAPORE) PTE. LTD.,
Patent Owner.

Case IPR2017-01433
Patent 7,583,805 B2

Before ROBERT J. WEINSCHENK, DANIEL J. GALLIGAN, and
SHEILA F. MCSHANE, *Administrative Patent Judges*.

WEINSCHENK, *Administrative Patent Judge*.

DECISION
Termination of the Proceeding
37 C.F.R. §§ 42.71, 42.74

I. INTRODUCTION

The parties filed a Joint Motion to Dismiss. Paper 10 (“Motion” or “Mot.”). The parties also filed what they indicate is a true copy of a Settlement Agreement. Ex. 1012 (“Agreement”). In a Joint Request, the parties identified the Agreement as business confidential information and requested that the Agreement be kept separate from the patent file. Paper 11 (“Joint Request”). For the reasons discussed below, the Motion and Joint Request are *granted*.

II. ANALYSIS

This proceeding is in the preliminary stage, and no decision whether to institute a trial has been made. The parties indicate that they have settled their dispute regarding U.S. Patent No. 7,583,805 B2. Mot. 3. The parties represent that the Agreement is “the only agreement made in connection with, or in contemplation of, the dismissal of this proceeding.” *Id.* Under these circumstances, we determine that it is appropriate to dismiss the Petition (Paper 2) and terminate this proceeding. *See* 37 C.F.R. §§ 42.71(a), 42.74(a). We also determine that it is appropriate to treat the Agreement as business confidential information to be kept separate from the patent file. *See* 37 C.F.R. § 42.74(c).

III. ORDER

In consideration of the foregoing, it is hereby:

ORDERED that the Joint Motion to Dismiss is *granted*;

FURTHER ORDERED that the Petition is dismissed and this proceeding is terminated as to all parties; and

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FURTHER ORDERED that the Joint Request to treat the Settlement Agreement (Ex. 1012) as business confidential information to be kept separate from the patent file is *granted*.

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