

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NOKIA SOLUTIONS AND NETWORKS US LLC, and
NOKIA SOLUTIONS AND NETWORKS OY,
Petitioner,

v.

HUAWEI TECHNOLOGIES CO. LTD.,
Patent Owner.

Case IPR2017-01518
Patent 9,235,462 B2

Before JENNIFER MEYER CHAGNON,
MICHELLE N. WORMMEESTER, and CHRISTA P. ZADO,
Administrative Patent Judges.

CHAGNON, *Administrative Patent Judge.*

DECISION

Granting Joint Motion to Dismiss
37 C.F.R. § 42.71(a)

Granting Request to Treat Settlement Document
as Confidential Business Information
35 U.S.C. § 317(b); 37 C.F.R. § 42.74(c)

On December 22, 2017, pursuant to 35 U.S.C. § 317(a), the parties filed a Joint Motion to Terminate this proceeding. Paper 16. Accompanying the Motion, the parties filed a true copy of a settlement agreement along with a Joint Request to treat the settlement agreement as confidential, to be kept separate from the patent file under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74. Paper 17; Ex. 1100¹. The filing of these papers was authorized in an email sent on December 22, 2017.

The instant proceeding is still in the preliminary stages, as we have not yet entered a decision whether or not to institute an *inter partes* review. Under these circumstances, Petitioner has demonstrated that dismissal of its Petition is warranted, and we grant the parties' Joint Motion and dismiss the Petition. *See* 37 C.F.R. § 42.71(a) (authorizing the Board to dismiss a petition).

Accordingly, it is:

ORDERED that the parties' Joint Motion is *granted* and the Petition is *dismissed*;

FURTHER ORDERED that the parties' Joint Request that the settlement agreement (Ex. 1100) be treated as business confidential information and kept separate from the patent file, under the provisions of 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), is *granted*; and

FURTHER ORDERED that the version of Exhibit 1100 filed on December 22, 2017 is expunged.

¹ Pursuant to our instructions provided in an email sent on December 28, 2017, the parties submitted a replacement version of Exhibit 1100. The version of Exhibit 1100 previously filed on December 22, 2017 will be expunged.

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