

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ARRIS INTERNATIONAL PLC, ARRIS GROUP, INC.,
ARRIS TECHNOLOGY, INC., ARRIS ENTERPRISES, LLC,
ARRIS SOLUTIONS, INC., ARRIS GLOBAL LTD.
AND ARRIS U.S. HOLDINGS, INC.,
Petitioner,

v.

SONY CORPORATION,
Patent Owner.

Case IPR2017-01596
Patent 6,467,093

Before JAMESON LEE, CHARLES J. BOUDREAU, and JOHN R. KENNY,
Administrative Patent Judges.

KENNY, *Administrative Patent Judge.*

ORDER
Termination of the Proceeding
37 C.F.R. § 42.74

In late November and earlier this month, the parties filed a joint motion to terminate the proceeding (Paper 13) (“Motion to Terminate”), a Memorandum of Understanding (Ex. 2011) (“MOU”), a joint motion to file their settlement agreement (the MOU) as business confidential material (Paper 14) (“Motion to File the Settlement Agreement as Confidential”), and additional briefing on the joint motion to terminate (Paper 17) (“Additional Briefing”). On December 5, we issued an order explaining that we would wait to decide the Motion to Terminate and the Motion to File the Settlement Agreement as Confidential. December 5 Order (Paper 16) 2. The reason for waiting was to allow the parties to file by December 14 their final settlement agreement (i.e., in time for us to address it). *Id.* Subsequently, the parties filed their Final Settlement Agreement (Ex. 2012) along with a joint motion to file the Final Settlement Agreement as business confidential material (Paper 18) (“Motion to File the Final Settlement Agreement as Confidential”).

Under the circumstances, we grant the parties’ Motion to Terminate, Motion to File the Settlement Agreement as Confidential, and Motion to File the Final Settlement Agreement as Confidential. This proceeding is in its early stages: a decision on institution has not issued, which favors termination. *See, e.g., Office Patent Trial Practice Guide*, 77 Fed. Reg. 48,756, 48,768 (Aug. 14, 2012).

Therefore, it is:

ORDERED that the parties' Motion to Terminate is granted, and this proceeding is terminated as to all parties;

FURTHER ORDERED that the parties’ requests, in their Motion to File the Settlement Agreement as Confidential and their Motion to File the Final

IPR2017-01596

Patent No. 6,467,093

Settlement Agreement as Confidential, that the MOU (Ex. 2011) and the Final Settlement Agreement (Ex. 2012) be treated as business confidential information and be kept separate from the patent files, under the provisions of 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), are granted.

PETITIONER:

Jeremy Monaldo
jjm@fr.com

Walter Renner
Axf-ptab@fr.com

Hyun Jin In
in@fr.com

Christopher Green
cgreen@fr.com

PATENT OWNER:

Lionel Lavenue
Lionel.lavenue@finnegan.com

Joshua Goldberg
Joshua.goldberg@finnegan.com

Cory Bell
Cory.bell@finnegan.com

Robert High
Robert.high@finnegan.com