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Paper No. 23
Entered: April 2, 2019

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE, INC.,
Petitioner,

v.

AGIS SOFTWARE DEVELOPMENT, LLC,
Patent Owner.

Case IPR2018-00819
Patent 9,467,838 B2

Before DANIEL J. GALLIGAN, CHRISTA P. ZADO, and FREDERICK C. LANEY, *Administrative Patent Judges*.

ZADO, *Administrative Patent Judge*.

DECISION
Granting Joint Motion to Terminate
35 U.S.C. § 317(a); 37 C.F.R. § 42.72
Granting Request to Treat Settlement Document as Confidential Business Information
35 U.S.C. § 317(b); 37 C.F.R. § 42.74(c)

On March 22, 2019, pursuant to 35 U.S.C. § 317(a) and 37 C.F.R. § 42.74, the parties filed a Joint Motion to Terminate Proceeding. Paper 20 ("Joint Motion"). Accompanying the Joint Motion, the parties filed what they assert is a true and correct copy of a settlement agreement along with a Joint Request to File Settlement Agreement as Business Confidential Information, to be kept separate from the patent file under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74. Paper 21 ("Joint Request"); Ex. 1024 ("Settlement Agreement"). We authorized the filing of these papers in an email sent on March 20, 2019.

We instituted an *inter partes* review in this case on November 7, 2018. Paper 9. Patent Owner has not yet filed a response. Based on these facts, it is appropriate to terminate the proceeding. Thus, the Joint Motion and Joint Request are granted.

Accordingly, it is:

ORDERED that the parties' Joint Motion to Terminate Proceeding is *granted*;

FURTHER ORDERED that this *inter partes* review is hereby *terminated*;

FURTHER ORDERED that the parties' Joint Request to File Settlement Agreement as Business Confidential Information is *granted*; and

FURTHER ORDERED that the Settlement Agreement, Ex. 1024, shall 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).

IPR2018-00819
Patent 9,467,838 B2

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