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Paper 12
Entered: July 18, 2023

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SONY GROUP CORPORATION,
Petitioner,

v.

VISIONX TECHNOLOGIES, LLC,
Patent Owner.

IPR2023-00296; Patent 7,867,808 B2
IPR2023-00298; Patent 7,868,366 B2
IPR2023-00389; Patent 8,035,143 B2

Before DONNA M. PRAISS, DAVID C. McKONE, and CHRISTOPHER L. CRUMBLEY, *Administrative Patent Judges*.

McKONE, *Administrative Patent Judge*.

DECISION
Settlement Prior to Institution of Trial
37 C.F.R. § 42.74

With our authorization, the parties filed Joint Motions to Terminate the above-captioned proceedings. Paper 10.[1] The parties assert that they "have settled their dispute and have reached an agreement to, among other things, file a motion to terminate this review, and to dismiss the related district court litigation, captioned *VisionX Technologies, LLC v. Sony Group Corporation et al.*, 2:22-cv-00178 (E.D. Tex.)." *Id.* at 1. The parties certify that, other than the Settlement and Patent License Agreement of Exhibit 2007, which we have reviewed, "there is no other agreement or understanding between Petitioner and Patent Owner, including any collateral agreements, made in connection with, or in contemplation of, the termination of the present *inter partes* review proceeding." *Id.* In a separate paper, the parties also jointly request that the Board treat Exhibit 2007 as business confidential information and keep that exhibit separate from the file of the involved patents. Paper 11, 1.

The Board has not yet decided whether to institute a trial, and we determine that good cause exists to dismiss the Petition (Paper 2) and to terminate the preliminary proceeding. *See* 37 C.F.R. § 42.74. After reviewing the parties' settlement agreement, we find that the settlement agreement contains confidential business information regarding the terms of settlement, and we determine that good cause exists to treat the settlement agreement as business confidential information. *See id.*

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[1] We refer to the papers filed in IPR2023-00296. Substantially the same papers have been filed in IPR2023-00298 and IPR2023-00389.

It is

ORDERED that the Joint Motions to Terminate (IPR2023-00296, Paper 10; IPR2023-00298, Paper 8; IPR2023-00389, Paper 10) are *granted*;

FURTHER ORDERED that the Petitions (Paper 2 in each proceeding) are *dismissed* and the preliminary proceedings are *terminated*; and

FURTHER ORDERED that Exhibit 2007 in IPR2023-00296, Exhibit 2014 in IPR2023-00298, and Exhibit 2010 in IPR2023-00389 be treated as business confidential information pursuant to 37 C.F.R. § 42.74(c) and also remain designated as available only to "Parties and Board" in the Board's P-TACTS system.

IPR2023-00296; Patent 7,867,808 B2
IPR2023-00298; Patent 7,868,366 B2
IPR2023-00389; Patent 8,035,143 B2

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