

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

UBER TECHNOLOGIES, INC.,
Petitioner,

v.

FARE TECHNOLOGIES LLC,
Patent Owner.

IPR2023-00746

Patent RE46,727 E

Before JASON W. MELVIN and BRENT M. DOUGAL
Administrative Patent Judges.

DOUGAL, *Administrative Patent Judge.*

TERMINATION
Due to Settlement After Institution of Trial
35 U.S.C. §317; 37 CFR § 42.74

With our authorization, the parties filed a Joint Motion to Terminate Pursuant to 35 U.S.C. § 317. Paper 9 (“Joint Motion to Terminate”). The parties assert that they “jointly request termination of this proceeding” in light of the parties’ settlement of their dispute related to the subject patent. *Id.* at 1. The parties also represent that “a true copy of the Parties’ settlement agreement” (Ex. 2004) is filed with the Joint Motion to Terminate. *Id.*

We have reviewed the settlement agreement, which indicates that it is the entire agreement between the parties pertaining to the present proceeding.

In a separate paper, the parties also jointly request that the confidential settlement agreement (Ex. 2004) be kept separate from the file of the patent involved in the *inter partes* review and be made available only on the showing of good cause or to Federal Government agencies on a written request, pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c). Paper 10 (“Joint Request”).

Though trial was been instituted, we determine that good cause exists to terminate the proceeding. After reviewing the settlement agreement, we find that it contains confidential business information, and we determine that good cause exists to treat the settlement agreement as business confidential information.

Accordingly, it is
ORDERED that the Joint Motion to Terminate (Paper 9) is *granted*;
FURTHER ORDERED, that this proceeding is *terminated*; and
FURTHER ORDERED, that the Joint Request (Paper 10) is *granted*,
whereby the confidential settlement agreement (Ex. 2004) is treated as
business confidential information, kept separate from the file of the
challenged patent, and made available only to Federal Government agencies
on written request, or to any person on a showing of good cause, pursuant to
37 C.F.R. § 42.74(c).

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