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Paper 32
Entered: August 19, 2024

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LG ELECTRONICS INC.,
Petitioner,

v.

PANTECH WIRELESS LLC,
Patent Owner.

IPR2023-01267 (Patent 9,313,809 B2)
IPR2023-01270 (Patent 10,869,247 B1)
IPR2023-01272 (Patent 9,065,486 B2)[1]

Before THU A. DANG, DANIEL J. GALLIGAN, CHRISTOPHER L. OGDEN, and SCOTT B. HOWARD, *Administrative Patent Judges*.

GALLIGAN, *Administrative Patent Judge*.

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

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[1] This Order addresses issues common to each of the above-captioned proceedings, so we issue one Order for all cases. No panel has been expanded.

On August 16, 2024, with our authorization, Petitioner LG Electronics Inc. and Patent Owner Pantech Wireless LLC filed, in each of the above-captioned proceedings, a Joint Motion to Terminate (Paper 30), a copy of their settlement agreement (Ex. 1301), and a Joint Motion to keep the settlement agreement confidential (Paper 31).[2] The parties represent that they have settled their disputes with respect to the subject patents, that "Exhibit 1301 represents the entire agreement or understanding between the Parties made in connection with, or in contemplation of, the termination of" these proceedings, and that "[t]here are no collateral agreements or understandings made in connection with, or in contemplation of, the termination of" these proceedings. Paper 30, 1–2.

Under 35 U.S.C. § 317(a), "[a]n inter partes review instituted under this chapter shall be terminated with respect to any petitioner upon the joint request of the petitioner and the patent owner, unless the Office has decided the merits of the proceeding before the request for termination is filed." In these cases, the oral arguments have not yet occurred. Under these circumstances and in view of the parties' representations, we determine that it is appropriate to terminate these *inter partes* reviews. We also determine it is appropriate to treat the settlement agreement as business confidential information.

[2] We cite the record in IPR2023-01267. Similar papers and the same settlement agreement are in the records of the other cases.

ORDER

Accordingly, it is

ORDERED that the Joint Motions to Terminate are granted, and the proceedings are terminated;

FURTHER ORDERED that the settlement agreement (Exhibit 1301 in each proceeding) be treated as business confidential information and be kept separate from the files of the involved U.S. patents; and

FURTHER ORDERED this paper does not constitute a final written decision pursuant to 35 U.S.C. § 318(a).

IPR2023-01267 (Patent 9,313,809 B2)
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