

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TP-LINK CORPORATION LIMITED,
Petitioner

v.

NETGEAR, INC.,
Patent Owner

U.S. PATENT NO. 10,681,698 B2

Case IPR2023-01469

**JOINT MOTION TO TERMINATE
INTER PARTES REVIEW**

Patent Owner Netgear, Inc. and Petitioner TP-Link Corporation Limited (collectively, “the Parties”) have reached a settlement. Pursuant to 35 U.S.C. § 317(a) and 37 C.F.R. §§ 42.72 and 42.74, the Parties jointly request termination of this *inter partes* review of U.S. Patent No. 10,681,698 (“Patent-in-Suit”). The Parties were authorized to file this Joint Motion by the Board via email on September 9, 2024.

As required under 35 U.S.C. § 317(b) and 37 C.F.R. §§ 42.74(b), a true copy of the confidential settlement agreement (Ex. 1022) that resolves the disputes in this *inter partes* review relating to the Patent-in-Suit is filed herewith as a confidential exhibit. There are no other collateral agreements, whether written or oral, between the Parties made in connection with, or in contemplation of, the termination sought. Exhibit 1022 forms the complete agreement resolving the disputes in the *inter partes* review between the Parties. The Parties have conferred on this matter, and the Parties are in agreement with this procedure.

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), the Parties are concurrently filing a Joint Request to Keep Separate, which asks the Board to treat the agreement as business confidential information, and to keep it separate from the files of this proceeding and the files of the Patent-in-Suit.

I. Statement Of Precise Relief Requested

The Parties jointly request that the Board terminate this *inter partes* review in its entirety.

II. Reasons Why Termination Is Appropriate

The Parties have reached an agreement resolving the underlying dispute in this *inter partes* review proceeding. Ex. 1022. Accordingly, termination of this *inter partes* review proceeding is appropriate because all disputes between the Parties regarding the Patent-in-Suit have been resolved. Motions to terminate based on a joint request are routinely granted in the pre-final written decision time frame before substantive briefing has been completed or an oral hearing has been held.¹ The Parties have not yet completed substantive briefing, an oral hearing has not been held, a final written decision has not issued, and termination is appropriate.

¹ See, e.g., *Apple Inc. v. Mullen Indus. LLC*, IPR2022-01389 (P.T.A.B. Nov. 7, 2023) (Paper 20 at 3); *Nike, Inc. v. Point 3 Basketball, LLC*, IPR2016-00396 (P.T.A.B. Feb. 22, 2017) (Paper 20 at 3); *Am. Megatrends, Inc. v. Kinglite Holdings Inc.*, IPR2016-00114 (P.T.A.B. Dec. 13, 2016) (Paper 22 at 2); *Truist Bank v. United Services Automobile Association*, IPR2023-00183 (P.T.A.B. Oct. 13, 2023) (Paper 24 at 2–3); *Samsung Electronics Co., Ltd. v. Tessera Advanced Technologies, Inc.*, IPR2018-00466 (P.T.A.B. Feb. 4, 2019) (Paper 22 at 2).

III. Conclusion

The Parties have settled all disputes relating to the Patent-in-Suit, and the Board has not issued a final written decision on the merits in this proceeding. Accordingly, the Parties respectfully request the Board to terminate this proceeding in its entirety.

Dated: September 11, 2024

Respectfully Submitted,

/s/ Steven W. Peters

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing **JOINT MOTION TO
TERMINATE *INTER PARTES* REVIEW** has been served on September 11,
2024, on Patent Owner via email on the following counsel of record for Petitioner:

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