

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD., SAMSUNG
ELECTRONICS AMERICA, INC., GARMIN LTD., and
ZEPP HEALTH CORPORATION¹
Petitioner,

v.

SLYDE ANALYTICS, LLC,
Patent Owner.

IPR2024-00006
Patent 8,588,033 B2

Before JAMESON LEE, ST. JOHN COURTENAY, III, and
JOHN F. HORVATH, *Administrative Patent Judges*.

COURTENAY, *Administrative Patent Judge*.

ORDER

Terminating as to Garmin Due to Settlement After Institution of Trial and
ORDER

*Granting Request to File Settlement Agreement
as Business Confidential Information*

¹ SAMSUNG ELECTRONICS CO., LTD. and SAMSUNG ELECTRONICS AMERICA, INC. have been dismissed from this proceeding due to settlement. GARMIN LTD. filed a petition in IPR2024-00765 and was joined as a petitioner to this proceeding. ZEPP HEALTH CORPORATION filed a petition in IPR2024-00833 and was joined as a petitioner to this proceeding.

I. INTRODUCTION

With Board authorization (Ex. 3007), Petitioner entity Garmin Ltd. (Garmin) and Patent Owner Slyde Analytics, LLC (collectively, “the Parties”) filed a Joint Motion to Terminate Garmin from the above-captioned *inter partes* review proceeding together with a copy of their Confidential Settlement Agreement. Paper 37 (“Joint Motion”).

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), the Parties indicate they “jointly request to file EX1072, the [S]ettlement [A]greement between the parties, as referenced in the Joint Motion To Terminate Of Petitioner Garmin Ltd.[,] Inter Partes Review Of U.S. Patent 8,588,033, as business confidential information, and to have it be kept separate from the file of the involved patent.” Paper 38 (“Joint Request”) at 2.

II. DISCUSSION

Although inter partes review has been instituted in this proceeding, we determine that at this stage before the oral hearing, good cause exists to terminate Garmin from this proceeding. As noted above, the Parties’ request to treat the Settlement Agreement between Garmin and Patent Owner as business confidential information, and to have it be kept separate from the file of the involved patent.” Joint Request 2.

We have reviewed the Settlement Agreement, find it contains confidential business information, and determine good cause exists to treat the Settlement Agreement as business confidential information. Per statute, an agreement treated as business confidential information “shall be kept separate from the file of the involved patents, and shall be made available

only to Federal Government agencies on written request, or to any person on a showing of good cause.” 35 U.S.C. § 317(b).

Accordingly, we grant the Parties’ request to treat the Settlement Agreement as business confidential information and to keep the Settlement Agreement separate from the files of the involved patent.

III. ORDER

For the reasons explained above, it is:

ORDERED that the Joint Motion to terminate Garimn from IPR2024-00006 is *granted*, and Garmin is hereby terminated from IPR2024-00006;

FURTHER ORDERED that the Parties’ joint request to treat the Settlement Agreement filed in IPR2024-00006 as business confidential information is *granted*;

FURTHER ORDERED that the Settlement Agreement shall be kept separate from the files of Patent 8,588,033 B2; and

FURTHER ORDERED that this Garmin Settlement Agreement shall, pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), be made available to Federal Government agencies upon written request or to any other person upon written request and a showing of good cause.

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