

Filed: August 6, 2024

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

VOLUME DISTRIBUTORS, INC.,
Petitioner,

v.

SIMPLEHUMAN LLC,
Patent Owner

Case No. IPR2024-00050
U.S. Patent 10,683,165 B2

**JOINT MOTION TO TERMINATE
PURSUANT TO 35 U.S.C. § 317 AND 37 C.F.R. § 42.74**

A. Statement of the Precise Relief Requested

Pursuant to 35 U.S.C. § 317 and 37 C.F.R. § 42.74, Petitioner Volume Distributors, Inc. (“Volume Distributors”) and Patent Owner simplehuman LLC (“simplehuman”) (collectively “Parties”), hereby jointly move to terminate the above-referenced *inter partes* review proceeding in light of the parties’ settlement of their disputes regarding the involved U.S. Patent No. 10,683,165. The filing of this Joint Motion was authorized by the Board in an email dated August 5, 2024.

B. Statement of Reasons for the Relief Requested

On August 1, 2024, Petitioner and Patent Owner reached a settlement agreement resolving all disputes regarding the patent involved in this *inter partes* review proceeding, as well as the related district court litigation between Petitioner and Patent Owner. No other petitioners remain in this *inter partes* review proceeding. Accordingly, termination is appropriate because all disputes between the Parties regarding U.S. Patent No. 10,683,165 have been resolved.

Filed concurrently herewith is Exhibit 2001 (filed as “For Board and Parties Only”) containing a true copy of any and all agreements made in connection with or in contemplation of the requested termination, including collateral agreements. The Parties further certify that there are no other collateral agreements in connection with the settlement.

The Parties are also filing concurrently herewith a request that Exhibit 2001 constituting the Parties' settlement agreement be treated as business confidential information and be kept separate from the file of this proceeding in accordance with 37 C.F.R. § 42.74(c).

For the foregoing reasons, the Parties jointly request termination of IPR2024-00050.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: August 6, 2024

By: /Benjamin B. Anger/
Ali S. Razai, Reg. No. 60,771
Matthew S. Bellinger, Reg. No. 46,547
Nicholas M. Zovko, Reg. No. 61,557
Benjamin B. Anger, Reg. No. 62,207
Christian D. Boettcher, Reg. No. 80,009

Attorneys for Patent Owner
simplehuman LLC

RUSS AUGUST & KABAT

Dated: August 6, 2024

By: / Qi Tong /
Qi (Peter) Tong (Reg. No. 74,292)
James Milkey (Reg. No. 79,503)
Paul Kroeger (*Pro Hac Vice*)

Attorneys for Petitioner
Volume Distributors, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of **JOINT MOTION TO TERMINATE PURSUANT TO 35 U.S.C. § 317 AND 37 C.F.R. § 42.74** is being served on August 6, 2024, via electronic mail pursuant to 37 C.F.R. § 42.6(e) and with the agreement of counsel for Patent Owner as address below:

Qi (Peter) Tong (Lead Counsel)

ptong@raklaw.com

James Milkey

jmilkey@raklaw.com

Larry Russ

lruss@raklaw.com

Paul Kroeger

pkroeger@raklaw.com

RUSS AUGUST & KABAT

12424 Wilshire Blvd., 12th Floor

Los Angeles, CA 90025

Phone: 310-826-7474

rak_volumedistributors@raklaw.com

Dated: August 6, 2024

By: Benjamin B. Anger

Benjamin B. Anger, Reg. No. 62,207

Matthew S. Bellinger, Reg. no. 46,547

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Christian D. Boettcher, Reg. No. 80,009

Attorneys for Patent Owner
simplehuman LLC