

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

KLX ENERGY SERVICES LLC,
Petitioner,

v.

SAFOCO, INC.,
Patent Owner.

IPR2024-00197 (U.S. Patent 9,671,794 B1)
IPR2024-00198 (U.S. Patent 9,890,609 B2)

Before MEREDITH C. PETRAVICK, JASON W. MELVIN, and
BRENT M. DOUGAL, *Administrative Patent Judges*.

PETRAVICK, *Administrative Patent Judge*.

DECISION
Settlement Prior to Institution of Trial
37 C.F.R. § 42.74

On May 7, 2024, pursuant to our authorization, Petitioner, KLX Energy Services LLC, and Patent Owner, Safoco, Inc., filed Joint Motions to Terminate each proceeding. Paper 6 (“Mot.”)¹. With the Joint Motions, the parties filed copies of their written settlement agreement memorializing the resolution of their dispute. Ex. 1032 (“Settlement Agreement”). The parties also filed Joint Requests that the Settlement Agreement be treated as confidential business information under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c). Paper 7.

In the Joint Motions, the parties represent that they have resolved their dispute with respect to U.S. Patent No. 9, 671,794 and U.S. Patent No. 9,890,690. Mot. 2. Furthermore, the parties represent that they have agreed to terminate this proceeding and have no other collateral agreements or understandings in connection with, or in contemplation of, the termination of this proceeding. *Id.* at 1–2.

These proceedings are at an early stage, as the Board has not yet determined whether to institute *inter partes* reviews. Under these circumstances, and in view of the parties’ representations in the Joint Motions, we determine that it is appropriate to terminate these proceedings.

We also determine that good cause exists for the Settlement Agreement to be treated as confidential business information under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c).

¹ For efficiency, we cite only to the papers and exhibits filed in IPR2024-00197, which are representative of the papers and exhibits filed in IPR2024-00198.

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Accordingly, it is:

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

FURTHER ORDERED that the parties' Joint Requests are *granted*, and the Settlement Agreement (Exhibit 1032) be treated as confidential business information and kept separate from the patent file.

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