

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SILICON MOTION INC.,
Petitioner,

v.

UNIFICATION TECHNOLOGIES LLC,
Patent Owner.

IPR2024-00199
Patent 11,640,359 B2

Before JUSTIN T. ARBES, CHRISTOPHER L. OGDEN, and
PETER D. SHAPIRO, *Administrative Patent Judges*.

SHAPIRO, *Administrative Patent Judge*.

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

On March 19, 2024, pursuant to 37 C.F.R. § 42.71, the parties filed a Joint Motion to Dismiss the Petition. Paper 6 (“Joint Motion to Dismiss Petition for Inter Partes Review”). Accompanying the Motion, the parties filed a true copy of a settlement agreement (Ex. 1027) along with a Joint Request to treat the settlement agreement as business confidential, to be kept separate from the

patent file under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c). Paper 7. We authorized the filing of these papers in an email from the Board dated March 19, 2024.

Beyond the filing of the Petition on December 18, 2023, no other activity has occurred in this proceeding. In particular, because the case is in an early stage, Patent Owner has not filed its Patent Owner Preliminary Response, and the Board has not issued an institution decision. The parties also represent that the settlement agreement “resolve[s] the parties’ dispute regarding the challenged patent[],” including with respect to the related district court litigation, they filed a “true and correct copy” of the settlement agreement, and “[t]here are no other agreements, oral or written, between the parties made in connection with, or in contemplation of, the termination of this proceeding.” Paper 6, 1–2.

Based on the facts of the case, it is appropriate to dismiss the petition and terminate the proceeding without rendering an institution decision. *See* 37 C.F.R. § 42.71; 37 C.F.R. § 42.72. Thus, the joint motion to dismiss the petition is granted.

Accordingly, it is

ORDERED that the parties’ joint request that the settlement agreement (Ex. 1027) be treated as business confidential information, to be kept separate from the patent file, and made available only to Federal Government agencies on written request, or to any person on a showing of good cause, pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), is *granted*;

FURTHER ORDERED that the joint motion to dismiss the Petition is *granted*; and

FURTHER ORDERED that the proceeding is *terminated*.

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