

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PROVISUR TECHNOLOGIES, INC.,
Petitioner,

v.

WEBER FOOD TECHNOLOGY GMBH,
Patent Owner.

IPR2024-00269
Patent 11,331,823 B2

Before CARL M. DEFRANCO, ROBERT J. SILVERMAN, and
RYAN H. FLAX *Administrative Patent Judges.*

SILVERMAN, *Administrative Patent Judge.*

ORDER
Granting Termination Due to Settlement
35 U.S.C. § 317; 37 C.F.R. § 42.74

With the Board's authorization, Petitioner and Patent Owner (collectively, "the Parties") filed a joint motion to terminate this *inter partes* review proceeding (*see* Paper 26), together with a copy of a settlement agreement manifesting the Parties' assent to resolving their dispute (Ex. 2010). Further, the Parties filed a joint motion to have their settlement agreement (Ex. 2010) be treated as business confidential information and be kept separate from the files of the challenged patents. *See* Paper 27.

Because the Board has not entered a decision on the merits in this proceeding, and because the Parties have resolved their dispute, we determine that it is appropriate to grant the Parties' motion to terminate.

Further, pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), we determine that it is appropriate to treat the settlement agreement (Ex. 2010) as business confidential information and to keep it separate from the files of the challenged patents.

Accordingly, it is:

ORDERED that the Parties' joint motion to terminate this proceeding (Paper 26) is *granted*;

FURTHER ORDERED that the parties' joint motion to treat their settlement agreement (Exhibit 2010) as business confidential information (Paper 27) is *granted*;

FURTHER ORDERED that Exhibit 2010 shall be treated as business confidential information, kept separate from the files of the above-identified patent, and made available only to federal government agencies upon written request, or to any person upon a showing of good cause, pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c); and

FURTHER ORDERED that this proceeding is terminated.

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