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Paper 30
Date: April 7, 2025

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DATAVANT, INC.,
Petitioner,

v.

VIGILYTICS LLC,
Patent Owner.

IPR2024-00311
Patent 10,109,375 B1

Before JAMESON LEE, THOMAS L. GIANNETTI, and STEVEN M. AMUNDSON, *Administrative Patent Judges.*

LEE, *Administrative Patent Judge*.

TERMINATION
Due to Settlement After Institution of Trial
35 U.S.C. § 317(a); 37 C.F.R. § 42.74

ORDER
Granting Request to File Settlement Agreement
as Business Confidential Information
35 U.S.C. § 317(b); 37 C.F.R. § 42.74(c)

I. INTRODUCTION

On April 4, 2025, Petitioner and Patent Owner together filed a Joint Motion to Terminate this proceeding (Paper 28, "Joint Motion to Terminate") as well as a copy of their Settlement Agreement (Ex. 2011). Also on April 4, 2025, the parties filed, under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), a Joint Request to Treat Settlement Agreement as Business Confidential Information under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), specifically identifying Exhibit 2011. Paper 29, 1 ("Joint Request").

II. DISCUSSION

We have not yet held an oral hearing in this case, and we find Exhibit 2011 contains business confidential information not pertinent to the merits of the challenged claims. It is appropriate to terminate this proceeding both as to Petitioner and Patent Owner, and to treat Exhibit 2011 as business confidential information under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c).

III. ORDER

It is:

ORDERED that the Joint Motion to Terminate this proceeding is *granted*, and this proceeding is hereby terminated as to both Petitioner and Patent Owner;

FURTHER ORDERED that the Joint Request to treat Exhibit 2011 as business confidential information under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c) is *granted*;

FURTHER ORDERED that the Settlement Agreement (Ex. 2011) shall be kept separate from the file of Patent 10,109,375 B1;

FURTHER ORDERED that the Settlement Agreement (Ex. 2011) shall, pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), be made available only to Federal Government agencies on written request or to any other person upon written request and showing of good cause.

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