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Paper 9
Date: August 6, 2024

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

THE INTEGRATION GROUP OF AMERICAS, INC.,
Petitioner,

v.

SITEPRO, INC.,
Patent Owner.

IPR2024-00724 (Patent 8,649,909 B1), IPR2024-00737 (Patent 11,175,680 B2), IPR2024-00738 (Patent 9,342,078 B2), IPR2024-00739 (Patent 9,898,014 B2), IPR2024-00740 (Patent 11,726,504 B2), IPR2024-00741 (Patent 10,488,871 B2), and IPR2024-00742 (Patent 11,294,403 B2)[1]

Before WILLIAM V. SAINDON, KRISTEN L. DROESCH, LYNNE H. BROWNE, and KEVIN W CHERRY, *Administrative Patent Judges*.[2]

BROWNE, *Administrative Patent Judge*.

TERMINATION
Due to Settlement Prior to Institution of Trial
35 U.S.C. § 317; 37 C.F.R. § 42.74

[1] This Order is entered into each case. The parties are not authorized to use this joint heading and filing style in their papers.
[2] None of the above-listed proceedings have an expanded panel. Rather, the judges constitute the panels of all of these proceedings.

With the Board's authorization, the Parties filed a Joint Motion to Terminate the instant proceeding on the basis of a settlement reached by the Parties. *See* Paper 7[3] ("Mot."); 35 U.S.C. § 317(a); 37 C.F.R. §§ 42.72, 42.74. The Parties also filed a copy of their written Settlement Agreement (Exhibit 1010), along with a Joint Request (Paper 8) to treat the Agreement as business confidential information under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c).

Trial has not been instituted in these proceedings. In the Joint Motion to Terminate, the Parties represent that they have entered into an agreement that has settled their dispute. Mot. 2.

> As part of the Agreement, the parties have stipulated to dismiss, with prejudice, the only district court litigation between the parties involving the '909 patent, *SitePro, Inc. v. WaterBridge Resources, LLC, WaterBridge Operating, LLC,*" *WaterBridge Holdings, LLC, WaterBridge Management, Inc., and the Integration Group of the Americas, Inc.* and all proceedings currently pending before the Patent Trial and Appeal Board.

Id. at 2–3.

The Parties further state that "the Agreement is filed separately and concurrently with this motion, as Exhibit 1010," and "there are no other agreements or understandings, oral or written, between them, including any collateral agreements, made in connection with, or in contemplation of, the

[3] For purposes of expediency, we cite to Papers and Exhibits filed in IPR2024-00724. Similar Papers and Exhibits were filed in IPR2024-00737, -00738, -00739, -00740, -00741, and -00742.

termination of this proceeding." Mot. 2. Under these circumstances, we determine that it is appropriate to terminate the instant proceeding.

In the Joint Request, the Parties request that the Settlement Agreement be treated as business confidential information and be kept separate from the file of the patents involved in these proceedings. Joint Request 1. After reviewing the Settlement Agreement between Petitioner and Patent Owner, we find that the Settlement Agreement contains business confidential information regarding the terms of settlement. We determine that good cause exists to treat the Settlement Agreement between Petitioner and Patent Owner as business confidential information pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c).

In consideration of the foregoing, it is hereby:

ORDERED that the Parties' request that the Settlement Agreement (Exhibit 1010) be treated as business confidential information, kept separate from the file of U.S. Patent No. 8,649,909 B1[4], and made available only to Federal Government agencies on written request, or to any person on a showing of good cause, under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), is *granted*; and

FURTHER ORDERED that the joint motion to terminate is *granted* and the proceeding is hereby *terminated*.

[4] The same applies to each of the challenged patents in each of the other proceedings.

IPR2024-00724, Patent 8,649,909 B1
IPR2024-00737, Patent 11,175,680 B2
IPR2024-00738, Patent 9,342,078 B2
IPR2024-00739, Patent 9,898,014 B2
IPR2024-00740, Patent 11,726,504 B2
IPR2024-00741, Patent 10,488,871 B2
IPR2024-00742, Patent 11,294,403 B2

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