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Paper 17
Entered: April 2, 2025

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AMAZON.COM, INC. and AMAZON.COM SERVICES LLC,
Petitioner,

v.

NOKIA TECHNOLOGIES OY,
Patent Owner.

IPR2024-00798 (Patent 9,473,602 B2)
IPR2024-00799 (Patent 9,473,602 B2)
IPR2024-01043 (Patent 8,918,741 B2)[1]

Before GREGG I. ANDERSON, SCOTT B. HOWARD, and STEVEN M. AMUNDSON, *Administrative Patent Judges*.

HOWARD, *Administrative Patent Judge*.

TERMINATION
Due to Settlement After Institution of Trial and
Granting in Part Joint Request to Treat Settlement Agreement as
Business Confidential Information
35 U.S.C. § 317; 37 C.F.R. § 42.74

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[1] This Order addresses issues that are the same in each of the above-identified proceedings. We issue one Order to be entered in each proceeding. The parties are not authorized to use this style caption unless specifically authorized by the Panel.

I. INTRODUCTION

On April 1, 2025, Petitioner and Patent Owner (collectively "the Parties") filed a Joint Motion to Terminate Proceeding ("Motion") in each of the above-identified proceedings. Paper 14.[2] The Parties received authorization for the Motions via email on March 31, 2025. Motion 2. The Parties also filed a copy of a settlement agreement (Ex. 2030, "Settlement Agreement"), a copy of a patent agreement (Ex. 2031, "Patent Agreement"), and a Joint Request to Treat Settlement Agreement and Patent Agreement as Business Confidential Information (Paper 15, "Request") in each of the proceedings.

II. DISCUSSION

Under 35 U.S.C. § 317(a), "[a]n inter partes review instituted under this chapter shall be terminated with respect to any petitioner upon the joint request of the petitioner and the patent owner, unless the Office has decided the merits of the proceeding before the request for termination is filed." It is also provided in 35 U.S.C. § 317(a) that if no petitioner remains in the *inter partes* review, the Office may terminate the review.

In the Joint Motion, the Parties represent that they have reached an agreement to resolve all of their present disputes regarding Patent 9,473,602 and Patent 8,918,741 and that the filed copy of the Settlement Agreement is a true and correct copy. Joint Motion 2–4.

We instituted trial in the above-identified proceedings. Paper 9. We have not yet decided the merits of the proceedings, and final written

[2] For expediency, we cite to the Papers and Exhibits filed in IPR2024-00798, unless otherwise indicated. Similar Papers and Exhibits were filed in each of the other proceedings.

decisions have not been entered. Notwithstanding that the proceedings have moved beyond the preliminary stage, the Parties have shown adequately that termination of the proceedings is appropriate. Under these circumstances, we determine that good cause exists to terminate the proceedings with respect to the Parties.

The Parties also requested that the Settlement Agreement and Patent Agreement be treated as business confidential information and be kept separate from the files of Patent 9,473,602 and Patent 8,918,471. Joint Request 2–3. After reviewing the Agreements, we find that the Agreements contain confidential business information regarding the terms of settlement. We determine that good cause exists to treat the Settlement Agreement and Patent Agreement as business confidential information pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c).

However, we deny the portion of the Requests asking that the parties be informed "if anyone seeks production of the agreement and afford the parties an opportunity to address whether such request is supported by good cause." Request 4. Neither the statute nor the rule provides such a requirement.

This Order does not constitute a final written decision pursuant to 35 U.S.C. § 318(a).

III. ORDER

Accordingly, for the reasons discussed above, it is:

ORDERED that the Motions are *granted* and IPR2024-00798, IPR2024-00799, and IPR2024-01043 are *terminated* with respect to

Petitioner and Patent Owner, pursuant to 35 U.S.C. § 317(a) and 37 C.F.R. § 42.72; and

FURTHER ORDERED that the Requests are *granted in part*, and the Settlement Agreement and Patent Agreement shall be kept separate from the files of Patent 9,473,602 and Patent 8,918,741 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).

IPR2024-00798 (Patent 9,473,602 B2)
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IPR2024-01043 (Patent 8,918,741 B2)

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