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Paper 49
Date: September 12, 2025

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD.,
SAMSUNG ELECTRONICS AMERICA, INC.,
GOOGLE LLC, and MICROSOFT CORPORATION
Petitioners,
v.
EYESMATCH LTD.,
Patent Owner.

IPR2024-00810
Patent 8,982,110 B2

Before THOMAS L. GIANNETTI, NEIL T. POWELL, and MICHAEL T. CYGAN, *Administrative Patent Judges.*

POWELL, *Administrative Patent Judge*.

TERMINATION
Due to Settlement After Institution of Trial
35 U.S.C. § 317; 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

This *inter partes* review proceeding involves U.S. Patent No. 8,982,110 B2 ("the '110 patent"). On September 10, 2025, with our authorization, Petitioner Samsung[1] filed a Joint Motion to Terminate (Paper 46, "Joint Motion"), as well as a copy of a Confidential Settlement and License Agreement (Ex. 1038, "Settlement Agreement").

The Joint Motion requests termination of the proceedings as to Petitioner Samsung. Joint Motion 2. With the Joint Motion, the parties filed, under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), a Joint Request to Treat the Settlement Agreement as Business Confidential Information, specifically identifying Exhibit 1038. Paper 47 ("Joint Request").

II. DISCUSSION

The parties represent that they "have settled their dispute as to this matter and executed a settlement agreement to terminate this proceeding as to [Petitioner Samsung]." Joint Motion 1. With their motion, the parties submit Exhibit 1038, which they represent is "a true and correct copy" of the settlement agreement between the parties. *Id.* at 1–2. Further, they state that "[Petitioner Samsung] and Patent Owner hereby represent that there are no other agreements, oral or written, between them made in connection with, or in contemplation of, the termination of this proceeding." *Id.* at 2.

Finally, the parties jointly request that Exhibit 1038 be treated as confidential business information and kept separate from the subject patent files, pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c). Joint Request 1.

[1] We refer to Petitioners Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc., collectively, as "Petitioner Samsung."

We find that there is good cause to grant the Joint Motion and Joint Request. We have not yet entered a Final Written Decision, and we find Exhibit 1038 contains business confidential information not pertinent to the merits of the challenged claims.

III. ORDER

It is:

ORDERED that the Joint Motion to Terminate is *granted*, and Petitioner Samsung is hereby terminated as a party to this proceeding;

FURTHER ORDERED that the Joint Request to treat Exhibit 1038 as business confidential information under the provisions of 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c) is *granted*; and

FURTHER ORDERED that the Settlement Agreement (Ex. 1038) shall remain sealed and kept separate from the file of the ’110 patent, subject to the provisions of 37 C.F.R. § 42.74(c).

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