

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

T-MOBILE USA, INC., AT&T SERVICES, INC., CELLCO
PARTNERSHIP d/b/a VERIZON WIRELESS, ERICSSON INC.,
NOKIA OF AMERICA CORPORATION, and
SAMSUNG ELECTRONICS CO., LTD.,¹
Petitioner,

v.

HEADWATER PARTNERS II LLC,
Patent Owner.

IPR2024-01468
Patent 9,094,868 B2

Before HYUN J. JUNG, SCOTT B. HOWARD, and
STEPHEN E. BELISLE, *Administrative Patent Judges*.

BELISLE, *Administrative Patent Judge*.

ORDER

Denying Without Prejudice
Joint Motion to Terminate as to Samsung
Joint Request to Treat Settlement Agreement Confidential and Separate
35 U.S.C. § 317; 37 C.F.R. §§ 42.5(a), 42.74

¹ Samsung Electronics Co., Ltd., which filed a petition and a motion for joinder in IPR2025-00426, was previously joined as a petitioner in this proceeding.

On November 4, 2025, with our prior authorization, Samsung Electronics Co., Ltd. (“Samsung” or “Settling Petitioner”) and Headwater Partners II LLC (“Patent Owner”) (collectively, “the Settling Parties”) filed a Joint Motion to Terminate as to Samsung in the above-identified *inter partes* review proceeding. Paper 25 (“Joint Motion”). In support of the Joint Motion, the Settling Parties filed a copy of a Settlement Agreement (Ex. 2015, the “Settlement Agreement”) and a Joint Request to treat the Settlement Agreement as business confidential information pursuant to 37 C.F.R. § 42.74 (Paper 26 (“Joint Request”)).

The Settlement Agreement (Ex. 2015) includes substantial redactions, contrary to 35 U.S.C. § 317(b) (“[A] *true copy* of such agreement or understanding *shall be filed* in the Office.” (emphases added)). Accordingly, we deny *without prejudice* the parties’ Joint Motion to terminate this *inter partes* review proceeding as to Samsung, as well as deny *without prejudice* the parties’ Joint Request to file the settlement agreement as business confidential information and keep it separate from the file of the involved patent (we will expunge Ex. 2015, the redacted settlement agreement).

We authorize the parties to file a renewed motion to terminate, together with a renewed joint request to treat the settlement agreement as business confidential information.

ORDER

Accordingly, it is:

ORDERED that the Joint Motion is *denied without prejudice*;

FURTHER ORDERED that the Joint Request is *denied without prejudice*; and

FURTHER ORDERED that Exhibit 2015 shall be expunged.

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