

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DEAD AIR ARMAMENT, LLC d/b/a DEAD AIR SILENCERS,

Petitioner

v.

JARVIS ARMS LLC d/b/a MISSION SILENCERS,

Patent Owner

Case: IPR2026-00013
U.S. Patent No. 12,018,906

JOINT MOTION TO TERMINATE PROCEEDING

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Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-145

Exhibit	Description
1001	U.S. Patent No. 12,018,906 B2 (“the ’906 patent”)
1002	Prosecution History of U.S. Patent No. 10,616,932 B2 (“’906 pros history”)
1003	U.S. Patent Pub. No. 2021/0207916 A1 (“Belykov”)
1004	U.S. Patent No. 11,268,776 (“Noonan”)
1005	U.S. Patent Pub. No. 2022/0276015 A1 (“Muceus”)
1006	U.S. Patent Pub. No. 2021/0381793 (“Slack”)
1007	U.S. Patent Pub. No 2015/0285575 (“Sclafani”)
1008	Declaration of Robert S. Silvers (“Silvers Declaration”)
1009	<i>Curriculum Vitae</i> of Robert S. Silvers
1010	National Firearms Act Handbook, ATF, April 2009, available at https://www.atf.gov/firearms/docs/guide/atf-national-firearms-act-handbook-atf-p-53208/download
1011	Letter dated June 9, 2025 from Brian D. Batt on behalf of Jarvis Arms LLC dba Mission Silencers
1012	Complaint for Declaratory Judgment of Non-Infringement, <i>Dead Air Armament, LLC d/b/a Dead Air Silencers v. Jarvis Arms LLC d/b/a Mission Silencers</i> , 4:25-CV-00497-BLW-DKG (DID Aug. 29, 2025).
1013	Memorandum in Support of Defendant’s Unopposed Motion to Stay Proceedings Pending Inter Partes Review
1014	Scheduling Order

Exhibit	Description
1015	Dictionary Definition of “Channel”
1016	Dictionary Definition of “Equalize”
1017	Settlement and Patent License Agreement (CONFIDENTIAL)

Dead Air Armament, LLC d/b/a Dead Air Silencers (“Dead Air” or “Petitioner”) and Patent Owner Jarvis Arms LLC d/b/a/Mission Silencers (“Jarvis Arms” or “Patent Owner) (Dead Air and Jarvis Arms, collectively “the Parties”) jointly move to terminate the present *inter partes* review proceeding as a result of an executed Settlement and Patent License Agreement. Ex. 1017. Execution of the Settlement and Patent License Agreement has completely resolved all pending controversies between the Parties concerning U.S. Patent No. 12,018,906 (“the ’906 Patent”).

The Parties are concurrently filing a true copy of the Settlement and Patent License Agreement (Ex. 1017) as required by statute. The Parties further jointly certify that there are presently no other agreements or understandings, oral or written, between them, including any collateral agreements, made in connection with, or in contemplation of, the termination of Dead Air and Jarvis Arms from this proceeding as set forth in 35 U.S.C. § 317(b).

I. STATEMENT OF FACTS

The ’906 Patent is the subject of *Dead Air Armament, LLC d/b/a Dead Air Silencers v. Jarvis Arms LLC d/b/a Mission Silencers*, 4:25-CV-00497-BLW-DKG, which was stayed pending the outcome of this IPR proceeding. Ex. 2003.

Dead Air filed a petition for *inter partes* review of certain claims of the ’906 Patent on October 24, 2025. Jarvis Arms filed a preliminary response on January 30,

2026. The Director instituted *inter partes* review on April 14, 2026.

On June 9, 2026, Dead Air and Jarvis Arms executed a Settlement and Patent License Agreement pursuant to which they agreed, among other things, that the Parties would jointly file a stipulation of dismissal in the district court, and Dead Air would withdraw this IPR petition. On June 15, 2026, the Parties filed the stipulation of dismissal in the district court case.

II. LEGAL STANDARD

35 U.S.C. § 317(a) provides that “[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.” 37 C.F.R. § 42.72 similarly provides that “[t]he Board may terminate a trial without rendering a final written decision, where appropriate . . . pursuant to a joint request under 35 U.S.C. 317(a).” The Trial Practice Guide also observes that “[t]here are strong public policy reasons to favor settlement between the parties to a proceeding” and that the Board “expects that a proceeding will terminate after the filing of a settlement agreement, unless the Board has already decided the merits of the proceeding.” 77 Fed. Reg. 48,756, 48,768 (Aug. 14, 2012).

III. ARGUMENT

Good cause exists to terminate the above-captioned IPR. The Parties have

settled their entire dispute concerning the '906 patent and the Board has not yet decided the merits of this proceeding. Thus, under 35 U.S.C. § 317(a), the Board should terminate this proceeding. “Generally, the Board expects that a proceeding will terminate after the filing of a settlement agreement.” *Oracle Corp. v. Cmty. United IP, LLC*, CBM2013-00015, Paper 13 (P.T.A.B. July 25, 2013) (citing Office Patent Trial Practice Guide, 77 Fed. Reg. 48756, 48768 (Aug. 14, 2012)).

Other factors also weigh in favor of terminating this IPR proceeding. First, a Patent Owner Response has not yet been filed, so trial in the above-captioned IPR is in its early phase. In similar circumstances involving IPRs in such an early juncture, the Board has previously granted motions to terminate using its authority under at least 37 C.F.R. §§ 42.5(a) and 42.71(a). *See, e.g., Teva Pharmaceuticals USA, Inc. et al. v. Merck Sharp & Dohme Corp.*, IPR2020-01045, Paper 25 (P.T.A.B. Dec. 8, 2020) (granting joint motion to terminate).

Further, termination of the proceeding is a just and fair resolution. The Parties agree they will be prejudiced by the termination. Finally, the parties will benefit from preserving resources that would otherwise be expended if this motion is denied.

IV. CONCLUSION

For at least these reasons, Dead Air and Jarvis Arms respectfully request that the Board grant this Joint Motion to Terminate the above-captioned IPR proceeding.

Dated: June 25, 2026

Respectfully submitted,

/Christopher TL Douglas/

Christopher TL Douglas
Reg. No. 56,950
christopher.douglas@alston.com
Alston & Bird LLP
1120 South Tryon, Suite 300
Charlotte, NC 28203
Telephone: (704) 444-1000

Ross R. Barton
Reg. No. 51,438
ross.barton@alston.com
Zachary A. Higbee
Reg. No. 67,052
zack.higbee@alston.com
Alison A. Davis
Reg. No. 74,675
alison.davis@alston.com
Alston & Bird LLP
1120 South Tryon, Suite 300
Charlotte, NC 28203
Telephone: (704) 444-1000

*Counsel for Petitioner Dead Air
Armament, LLC d/b/a Dead Air*

/Steven Rinehart/

Steven Rinehart
Reg. No. 61,403
Western IP
2912 W. Executive Parkway
Suite 240
Lehi, UT 84043
Telephone: (801) 347-5173
steve@westernip.com

Kessler Baker
Reg. No. 81,701
Beard St. Clair Gaffney
520 First American Circle
Rexburg, ID 83440
Telephone: (208) 346-7075
kbaker@beardstclair.com

*Counsel for Patent Owner Jarvis Arms
LLC/*

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. §42.6(e), the undersigned hereby certifies that true and correct copies of the foregoing **JOINT MOTION TO TERMINATE PROCEEDING and DEAD AIR EXHIBIT NO. 1017 (CONFIDENTIAL)** were served in their entirety on June 25, 2026 via filing through the Patent Trial and Appeal Case Tracking System (P-TACTS) and electronic mail on the following counsel of record for Patent Owner:

Steven Rinehart
steve@utahpatentattorneys.com

Kessler Baker
kbaker@beardstclair.com

With a copy sent to the following addresses listed in Patent Owner's mandatory notices (Paper 5, 1-2):

stevenrinehart13@gmail.com
ljjarvis@beardstclair.com

Date: June 25, 2026

By: / Christopher TL Douglas /
Christopher TL Douglas