

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PINTEREST, INC.,
Petitioner,

v.

OPENTV, INC.,
Patent Owner.

IPR2026-00334
Patent 12,231,703 B2

Before MICHAEL R. ZECHER, DAVID C. McKONE, and
DONALD E. DAYBELL, *Administrative Patent Judges*.

ZECHER, *Administrative Patent Judge*.

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

I. DISCUSSION

With our authorization, Petitioner, Pinterest, Inc., and Patent Owner, OpenTV, Inc., jointly filed the following papers and exhibits in this proceeding: (1) a Joint Motion to Terminate (Paper 16, “Mot.” or “Joint Motion”); (2) true copies of the parties’ settlement agreements (Exs. 1050, 1051 (collectively “Agreements”)); and (3) a Joint Request to Maintain Confidentiality Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74 (Paper 17, “Joint Request”). For the following reasons, we *grant* the parties’ Joint Motion to terminate this proceeding and their Joint Request to file their Agreements as business confidential information, and keep them separate from the file of the involved patent.

On September 9, 2026, the Under Secretary of Commerce for Intellectual Property and Director of the U.S. Patent and Trademark Office entered a decision granting institution of an *inter partes* review (“IPR”) of claims 1–20 of U.S. Patent No. 12,231,703 B2 (Ex. 1001, “the ’703 patent”). Paper 14. The trial, however, is still in an early stage because the parties have not completed substantive briefing and we have not yet decided the merits. *See* Mot. 3.

In the Joint Motion, the parties indicate that termination of this proceeding is appropriate for the following reasons: (1) the parties “have agreed to settle their disputes and have reached a settlement agreement . . . to terminate this IPR proceeding, subject to the Board’s approval”; and (2) “[e]fficiency and the interest of justice are best served because [termination] will reduce the parties’ expenses and conserve the Board’s resources, which promotes judicial economy and furthers the policy of the Board.” Mot. 3–4 (citing the Consolidated Trial Practice Guide at 86). The parties represent that they are “filing, confidentially, . . . true and correct cop[ies] of the [Agreements] contemporaneously herewith as Exhibits 1050 and 1051.” *Id.* at 3. The parties also represent that there are “no other collateral

agreements or understandings in connection with, or in contemplation of, the termination of this proceeding.” *Id.*

The parties further represent that the ’703 patent is the subject of a district court case titled *OpenTV, Inc. v. Pinterest, Inc.*, 1:25-cv-01404-JCG (D. Del.). Mot. 2.

Under these circumstances, we determine that it is appropriate to terminate the trial without rendering a final written decision. *See* 37 C.F.R. § 42.72. We also have reviewed the true copies of the parties’ Agreements, and we determine that good cause exists to treat these settlement agreements as business confidential information, and keep them separate from the file of the involved patent. *See* 35 U.S.C. § 317(b); 37 C.F.R. § 42.74(c).

II. ORDER

In consideration of the foregoing, it is hereby:

ORDERED that the parties’ Joint Request to treat the true copies of their Agreements filed in this proceeding as business confidential information, and to keep them separate from the file of the involved patent, is *granted*;

FURTHER ORDERED that Exhibits 1050 and 1051 shall remain business confidential information, and they shall be kept separate from the file of the involved patent; and

FURTHER ORDERED that the parties’ Joint Motion to terminate this proceeding is *granted*.

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Patent 12,231,703 B2

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