

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE

---

THE PATENT TRIAL AND APPEAL BOARD

---

COMPASS BANK, DISCOVER FINANCIAL SERVICES, DISCOVER BANK,  
DISCOVER PRODUCTS INC., AND STATE FARM MUTUAL AUTOMOBILE  
INSURANCE COMPANY

Petitioner,

v.

MAXIM INTEGRATED PRODUCTS, INC.

Petitioners.

Case No. CBM2015-00098

Patent No. 5,940,510

---

**COMPASS BANK AND MAXIM INTEGRATED PRODUCTS, INC.'S  
JOINT MOTION TO TERMINATE  
COMPASS BANK'S PARTICIPATION IN  
THIS CASE PURSUANT TO 35 U.S.C. § 327**

Mail Stop PATENT BOARD  
Patent Trial and Appeal Board  
U.S. Patent & Trademark Office  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

<b>EXHIBIT LIST</b>	
Exhibit 1021	Order of Dismissal With Prejudice, <i>Maxim Integrated Prods., Inc. v. Compass Bank d/b/a BBVA Compass</i> , Civil Action No. 5:14-cv 01028-XR (W.D. Tex. November 23, 2015)
Exhibit 1022	Confidential Settlement and License Agreement between Maxim Integrated Products, Inc. and Compass Bank d/b/a BBVA Compass

Pursuant to 35 U.S.C. § 327(a), Petitioner constituent Compass Bank (“BBVA Compass”) and Patent Owner Maxim Integrated Products, Inc. (“Maxim”) jointly request termination of BBVA Compass’s participation in this case, No. CBM2015-00098.<sup>1</sup>

BBVA Compass and Maxim have settled their dispute with respect to the patent at issue. BBVA Compass and Maxim have also submitted a joint stipulated motion to dismiss the related matter in the District Court (*see* Petition § I.B.) with prejudice as to BBVA Compass which was granted on November 23, 2015. A copy of the order of dismissal is filed concurrently herewith as Exhibit 1021.

The parties’ settlement agreement has been made in writing, and a true and correct copy is being filed concurrently herewith as Exhibit 1022 pursuant to 35 U.S.C. § 327(b), along with the parties’ joint request that the settlement agreement be treated as business confidential information and be kept separate from the file of the involved patent.

Maxim joins the present Motion solely for purposes of terminating BBVA Compass’s participation going forward.

---

<sup>1</sup> Compass Bank is one of several petitioner constituents in this case. This motion is not joined by, and does not affect the continued participation or termination of, the other petitioner constituents in this case.

Therefore, BBVA Compass and Maxim respectfully request termination of  
this case as to BBVA Compass.

Date: November 24, 2015

Respectfully submitted,

/William F. Long/  
William F. Long, Reg. No. 51,967  
DENTONS US LLP  
303 Peachtree Street, NE  
Suite 5300  
Atlanta, Georgia 30308  
Telephone: (404) 527-4000  
Facsimile: (404) 527-4198  
[Email: bill.long@dentons.com](mailto:bill.long@dentons.com)

*Counsel for Petitioner Constituent  
Compass Bank, d/b/a BBVA Compass*

/Kenneth J. Weatherwax/  
Kenneth J. Weatherwax, Reg. No. 54,528  
LOWENSTEIN & WEATHERWAX LLP  
1880 Century Park East  
Suite 815  
Los Angeles, California 90067  
Telephone: (310) 307-4503  
Facsimile: (310) 307-4509  
[Email:  
weatherwax@lowensteinweatherwax.com](mailto:weatherwax@lowensteinweatherwax.com)

*Counsel for Patent Owner  
Maxim Integrated Products, Inc.*

**CERTIFICATE OF SERVICE**

Pursuant to 37 C.F.R. § 42.6(e), the undersigned, on behalf of the Petitioners and Patent Owner, hereby certifies that a copy of the following documents are being served by electronic mail on November 24, 2015:

JOINT MOTION TO TERMINATE CASE PURSUANT TO 35 U.S.C. § 327

JOINT REQUEST TO FILE SETTLEMENT AGREEMENT AS BUSINESS CONFIDENTIAL INFORMATION UNDER 35 U.S.C. § 327

EX. 1021 ORDER OF DISMISSAL WITH PREJUDICE

The name and address of the party being served is as follows:

Truman Fenton  
Slayden Grubert Beard PLLC  
[tfenton@sgbfirm.com](mailto:tfenton@sgbfirm.com)

Pursuant to agreement by Petitioner and Patent Owner,

Ex. 1022 SETTLEMENT AGREEMENT

was served by electronic mail today on only the following party in order to preserve confidentiality:

Kenneth J. Weatherwax  
LOWENSTEIN & WEATHERWAX LLP  
[weatherwax@lowensteinweatherwax.com](mailto:weatherwax@lowensteinweatherwax.com)

Date: November 24, 2015

Respectfully submitted,

/William F. Long/  
William F. Long, Reg. No. 51,967  
DENTONS US LLP