

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SONY CORPORATION OF AMERICA,
Petitioner,

v.

CHEN-JEAN CHOU,
Patent Owner.

Case IPR2014-01268
Patent 7,612,843 B2

Before JUSTIN T. ARBES, BRYAN F. MOORE, and
PATRICK R. SCANLON, *Administrative Patent Judges*.

SCANLON, *Administrative Patent Judge*.

JUDGMENT
Termination of Proceeding
37 C.F.R. § 42.72

On November 18, 2014, the parties filed a Joint Motion to Terminate Proceeding Pursuant to 35 U.S.C. § 317 (Paper 6) and a Joint Request to File Settlement Agreement as Business Confidential Information under 35 U.S.C. § 317 (Paper 7). The Joint Motion to Terminate Proceeding is accompanied by a copy of a settlement agreement styled “Term Sheet” and filed as Exhibit 1010. The parties represent that the Term Sheet is a true and correct copy of their agreement. Paper 6, 2. The Board retroactively authorized the filing of these papers via e-mail on November 21, 2014.

The Board authorized, via e-mail, the parties to file a license agreement, which the parties were contemplating executing, on November 28, 2014. On December 2, 2014, the parties filed a copy of their Confidential Settlement and License Agreement (Ex. 1011) and a Joint Request to File Settlement Agreement as Business Confidential Information under 35 U.S.C. § 317 (Paper 8).

The instant proceeding is still in the preliminary proceeding stage. Patent Owner has not yet filed a preliminary response, and we have not yet determined whether to institute an *inter partes* review. The parties indicate that they have settled their dispute and have reached agreement to terminate this *inter partes* review. Paper 6, 1–2. We have reviewed Exhibits 1010 and 1011 and determine that, under the present circumstances, it is appropriate to enter judgment¹ and terminate the proceeding without rendering a final written decision under 37 C.F.R. § 42.72.

¹ A judgment means a final written decision by the Board, or a termination of a proceeding. 37 C.F.R. § 42.2.

In consideration of the foregoing, it is hereby:
ORDERED that the joint motion to terminate the proceeding is *granted*;
FURTHER ORDERED that the proceeding is terminated; and
FURTHER ORDERED the joint requests that the Term Sheet (Ex. 1010) and the Confidential Settlement and License Agreement (Ex. 1011) be treated as business confidential information and be kept separate from the file of the involved patent pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c) are *granted*.

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