

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AT&T MOBILITY LLC and
CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS,
Petitioner,

v.

SOLOCRON MEDIA, LLC,
Patent Owner.

Case IPR2015-00342¹
Patent 6,496,692 B1

Before SALLY C. MEDLEY, *Administrative Patent Judge*.

ORDER
Conduct of the Proceeding
37 C.F.R. § 42.5

Petitioner, AT&T Mobility LLC and Cellco Partnership D/B/A Verizon Wireless (“Cellco”), filed a petition for *inter partes* review of the involved patents

¹ This Order addresses the same issue in the *inter partes* reviews listed in the Appendix. Therefore, we issue one Order to be filed in all of the cases. The parties, however, are not authorized to use this style of filing in subsequent papers, without prior authorization.

and Patent Owner, Solocron Media, LLC, filed a preliminary response in each proceeding. We have not yet determined whether to institute trial in any of the proceedings. On May 8, 2015, the parties informed the Board that Cellco and Patent Owner have reached a settlement agreement. Cellco and Patent Owner seek authorization from the Board to file a joint motion to terminate the proceeding pursuant to 35 U.S.C. § 317, only with respect to Cellco.

Generally, the Board expects that a proceeding will terminate after the filing of a settlement agreement. *See, e.g.*, Office Patent Trial Practice Guide, 77 Fed. Reg. 48,756, 48,768 (Aug. 14, 2012). The rule governing settlement indicates that any agreement between the parties made in connection with, or in contemplation of, the termination of a proceeding shall be in writing and filed with the Board. 37 C.F.R. § 42.74. Based on the facts of the proceedings, Cellco and Patent Owner are authorized to file a joint motion to terminate these proceedings with respect to Cellco.

Each joint motion to terminate must include a brief explanation as to why termination of these proceedings with respect to Cellco is appropriate, and also should update the Board as to the status of any other matters involving the patents at issue. The parties also must file, as an exhibit, a true copy of their settlement agreement to terminate the proceeding. A redacted version of the settlement agreement will not be accepted as a true copy of the settlement agreement. Any request that the agreement be treated as business confidential information and be kept separate from the file of the involved patent must be filed with the settlement agreement. 37 C.F.R. § 42.74(c). The parties are directed to FAQ G2 on the Board's website page at <http://www.uspto.gov/ip/boards/bpai/prps.jsp> for instructions on how to file their settlement agreement as confidential (*e.g.*, uploading as "Parties and Board Only").

The joint motion to terminate and the settlement agreement shall be filed no later than May 12, 2015.

Accordingly, it is

ORDERED that Cellco and Patent Owner are authorized to file a joint motion to terminate the proceeding;

FURTHER ORDERED that the joint motion is due no later than May 12 2015;

FURTHER ORDERED that the joint motion shall be accompanied by a true copy of the settlement agreement as required by 37 C.F.R. § 42.74(b);

FURTHER ORDERED that the parties may request that the settlement agreement be treated as business confidential information as specified by 37 C.F.R. § 42.74(c); and

FURTHER ORDERED that any confidential settlement agreement must be filed electronically via the Patent Review Processing System (PRPS) in accordance with the instructions provided on the Board's website (*e.g.*, uploading as "Parties and Board Only").

FOR PETITIONER:

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IPR2015-00342
Patent 6,496,692 B1

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IPR2015-00342
Patent 6,496,692 B1

APPENDIX

U.S. Patent No.	<i>Inter Partes</i> Review
6,496,692 B1	IPR2015-00342
7,319,866 B2	IPR2015-00349 IPR2015-00376
7,257,395 B2	IPR2015-00350 IPR2015-00391 IPR2015-00392
7,295,864 B2	IPR2015-00364 IPR2015-00380 IPR2015-00383
8,594,651 B2	IPR2015-00387 IPR2015-00388 IPR2015-00389
7,742,759 B2	IPR2015-00390