

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SK HYNIX INC., SK HYNIX AMERICA INC.,
SK HYNIX MEMORY SOLUTIONS INC., and
HYNIX SEMICONDUCTOR MANUFACTURING AMERICA INC.,
Petitioner,

v.

DSS TECHNOLOGY MANAGEMENT, INC.,
Patent Owner.

Case IPR2016-00192
Patent 6,784,552 B2

Before BRYAN F. MOORE, BRIAN J. McNAMARA, and
MINN CHUNG, *Administrative Patent Judges*.

CHUNG, *Administrative Patent Judge*.

JUDGMENT
TERMINATION OF THE PROCEEDING
37 C.F.R. § 42.73

The parties have requested that this trial proceeding be terminated pursuant to a settlement. On August 25, 2016, we authorized the parties to file a Joint Motion to Terminate the proceeding and a Joint Request to treat their settlement agreement as business confidential information. Paper 11. On August 26, 2016, the parties filed a Joint Motion to Terminate, Paper 12, and a Joint Request to File Settlement Agreement as Business Confidential Information, Paper 13. *See* 35 U.S.C. § 317; 37 C.F.R. §§ 42.72, 42.74. The parties also filed a copy of their written settlement agreement. Ex. 1012. The parties indicated in their Joint Motion that termination of this proceeding is appropriate because they have reached a settlement agreement resolving all underlying disputes between the parties with respect to U.S. Patent No. 6,784,552 B2 (“the ’552 patent”). Paper 12, 3.

A Decision on Institution instituting a trial in this proceeding was entered on May 11, 2016. Paper 8. Although a Patent Owner’s Response was filed on August 11, 2016, Petitioner’s Reply is not due until November 14, 2016, under the current Scheduling Order. Paper 9. No oral hearing has been scheduled. Under these circumstances, we determine that it is appropriate to enter judgment¹ and terminate this proceeding without rendering a Final Written Decision. *See* 37 C.F.R. §§ 42.72, 42.73, 42.74.

It is, therefore,

ORDERED that the joint motion to terminate the proceeding is GRANTED, and the proceeding is hereby terminated; and

FURTHER ORDERED that the parties’ joint request that the

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

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settlement agreement (Ex. 1012) be treated as business confidential information, kept separate from the file of the '552 patent, and made available only to Federal Government agencies on written request, or to any person on a showing of good cause, under the provisions of 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c) is GRANTED.

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