

IPR2016-00421
PATENT NO. 7,489,786

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TOYOTA MOTOR CORPORATION,
Petitioner

v.

BLITZSAFE TEXAS, LLC
Patent Owner

Patent No. 7,489,786
Issue Date: February 10, 2009
Title: AUDIO DEVICE INTEGRATION SYSTEM

**TOYOTA MOTOR CORPORATION AND BLITZSAFE TEXAS, LLC'S
JOINT MOTION TO TERMINATE PROCEEDING PURSUANT TO 35
U.S.C. § 317 AND 37 C.F.R. § 42.74**

Case No. IPR2016-00421

Pursuant to 35 U.S.C. § 317, 37 C.F.R. § 42.74, and the email from the Patent Trial and Appeal Board on January 30, 2017, authorizing filing of the present motion, Petitioner Toyota Motor Corporation and Patent Owner Blitzsafe Texas, LLC (the “Parties”) jointly request termination of the *inter partes* review of U.S. Patent No. 7,489,786, Case No. IPR2016-00421, without prejudice to either Party.

1. Termination as to the Patent Owner and Petitioner is Appropriate

The Parties have settled their dispute and have agreed to request termination of this *inter partes* review proceeding. More specifically, the Parties have settled and dismissed their related district court litigation (Blitzsafe Texas, LLC v. Toyota Motor Corporation *et al.*, Civ. A. No. 2:15-cv-01277-JRG-RSP (E.D. Tex.) (Motion to dismiss to be filed concurrently with this motion)) and have also agreed to jointly request termination of this proceeding and related *inter partes* review of U.S. Patent No. 8,155,342, Case No. IPR2016-00418.

2. Treatment of Settlement Agreement as Business Confidential Information

Pursuant to 37 C.F.R. § 42.74(c), the Parties’ settlement agreement has been made in writing and a true and correct copy of the settlement agreement is being filed concurrently with the present motion as Exhibit 2001.

The Parties hereby jointly request that the settlement agreement be treated as

business confidential information and be kept separate from the files of the above captioned IPR pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c).

3. Conclusion

For the foregoing reasons, the Parties jointly and respectfully request termination of the present proceeding, Case No. IPR2016-00421, without prejudice to either Party.

Dated February 16, 2017

/s/Peter Lambrianakos /

Alfred R. Fabricant
Admitted Pro Hac Vice
Backup Counsel for Patent Owner
Brown Rudnick LLP
7 Times Square
New York, NY 10036
Tel: 212-209-4800
Fax: 212-209-4801
Email: afabricant@brownrudnick.com

Peter Lambrianakos (Reg. No. 58,279)
Lead Counsel for Patent Owner
Brown Rudnick LLP
7 Times Square
New York, NY 10036
Tel: 212-209-4800
Fax: 212-209-4801
Email: plambrianakos@brownrudnick.com

EXHIBIT LIST

Exhibit	Description
2001	Settlement and License Agreement (Blitzsafe - Toyota)

CERTIFICATE OF SERVICE UNDER 37 C.F.R. § 42.6(e)(4) & 42.105(b)

A copy of Toyota Motor Corporation and Blitzsafe Texas, LLC's Joint Motion to Terminate Proceeding Pursuant to 35 U.S.C. § 317 and 37 C.F.R. § 42.74 on Patent Owner at the correspondence of the Petitioner as follows:

SUGHRUE MION PLLC
c/o William Mandir
2100 Pennsylvania Ave NW
Suite 800
Washington, DC 20037
toyota@sughrue.com

February 16, 2017

By: /s/ Peter Lambrianakos/

Peter Lambrianakos (Reg. No. 58,279)
Lead Counsel for Patent Owner
Brown Rudnick LLP
7 Times Square
New York, NY 10036
Tel: 212-209-4800
Fax: 212-209-4801