

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MEDIATEK INC. and NXP USA, INC.,
Petitioner,

v.

BELL NORTHERN RESEARCH, LLC,
Patent Owner.

IPR2023-01414
Patent 8,416,862 B2

Before JEFFREY W. ABRAHAM, JOHN D. HAMANN, and
RUSSELL E. CASS, *Administrative Patent Judges*.

ABRAHAM, *Administrative Patent Judge*.

TERMINATION

*Granting Joint Motion to Terminate MediaTek Inc. as Petitioner
After Institution of Trial and
Granting Joint Request to Treat Settlement Agreement as
Business Confidential Information
35 U.S.C. § 317; 37 C.F.R. § 42.74*

I. INTRODUCTION

With Board authorization, MediaTek Inc. (“MediaTek”) and Bell Northern Research, LLC (“Patent Owner”) filed a Joint Motion to Terminate Proceeding as to Petitioner MediaTek Inc. in the above-identified proceeding (“Joint Motion”). Paper 16. MediaTek and Patent Owner previously sought authorization to file the Joint Motion and received that authorization via email on May 23, 2024. Joint Motion 1. MediaTek and Patent Owner also filed a Settlement Agreement (Exhibit 1026, “Settlement Agreement”) and a Joint Request to Treat Settlement Agreement as Business Confidential Information (Paper 17, “Joint Request”).

II. DISCUSSION

In the Joint Motion, MediaTek and Patent Owner represent that they have reached an agreement to jointly seek termination of MediaTek as Petitioner in the above-identified proceeding and that the filed copy of the Settlement Agreement is “a true copy of the settlement agreement between Petitioner MediaTek and Patent Owner BNR made in connection with, or in contemplation of, the termination of this proceeding.” Joint Motion 1.

We instituted trial in the above-identified proceeding. Paper 11. We have not yet decided the merits of the proceeding, and a final written decision has not been entered. Notwithstanding that the proceeding has moved beyond the preliminary stage, MediaTek and Patent Owner have shown adequately that termination of the proceeding with respect to MediaTek is appropriate. NXP USA, Inc. will remain as Petitioner in the above-identified proceeding.

MediaTek and Patent Owner also request that the Settlement Agreement be treated as business confidential information and be kept separate from the file of Patent 8,416,862. Joint Request 1–2. After

IPR2023-01414
Patent 8,416,862 B2

reviewing the Settlement Agreement between MediaTek and Patent Owner, we find that the Settlement Agreement contains confidential business information regarding the terms of settlement. We determine that good cause exists to treat the Settlement Agreement as business confidential information pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c).

This Order does not constitute a final written decision pursuant to 35 U.S.C. § 318(a).

III. ORDER

Accordingly, for the reasons discussed above, it is:

ORDERED that the Joint Motion is *granted*, and IPR2023-01414 is *terminated* with respect to MediaTek, pursuant to 35 U.S.C. § 317(a) and 37 C.F.R. § 42.72;

FURTHER ORDERED that NXP USA, Inc. will remain as Petitioner in the above-identified proceeding, which will continue; and

FURTHER ORDERED that the Joint Request is *granted*, and the Settlement Agreement shall be kept separate from the file of Patent 8,416,862, and made available only to Federal Government agencies on written request, or to any person on a showing of good cause, pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c).

IPR2023-01414
Patent 8,416,862 B2

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