

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

MICROSOFT CORP.,  
Petitioner,

v.

VIRNETX, INC.,  
Patent Owner.

---

Case IPR2014-00615  
Patent 7,921,211 B2<sup>1</sup>

---

Before MICHAEL P. TIERNEY, KARL D. EASTHOM, and  
STEPHEN C. SIU, *Administrative Patent Judges*.

EASTHOM, *Administrative Patent Judge*.

JUDGMENT  
Termination of the Proceedings  
35 U.S.C. § 317  
37 C.F.R. §§ 42.72, 42.73, 42.74

---

<sup>1</sup> Case IPR2014-00618 has been consolidated with the instant proceeding. A copy of the Judgment will be entered in each proceeding.

On December 19, 2014, and pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74, the parties filed a copy of a settlement agreement (Ex. 2044) along with a joint request to treat the settlement agreement as business confidential, to be separate from the patent file (Paper 15). In addition, the parties filed a joint motion to terminate the proceeding pursuant to 35 U.S.C. § 317. Paper 14.

Patent Owner has not filed a Patent Owner Response. Issues raised during the trial have not been briefed fully, and the Board has not decided the merits of the proceeding. Based on the facts of this case, it is appropriate to enter judgment.<sup>2</sup> Therefore, the joint motion to terminate the proceeding is GRANTED.

Accordingly, it is

ORDERED that the parties' request that the settlement agreement be treated as business confidential information, to be kept separate from the patent file, is GRANTED;

FURTHER ORDERED that the joint motion to terminate the proceeding is GRANTED;

FURTHER ORDERED that the proceeding are TERMINATED.

---

<sup>2</sup> A judgment means a final written decision by the Board, or a termination of a proceeding. 37 C.F.R. § 42.2.

IPR2014-00615 and IPR2014-00618  
Patent 7,921,211 B2

For PETITIONER:

W. Karl Renner  
Kevin E. Greene  
FISH & RICHARDSON P.C.  
[axf@fr.com](mailto:axf@fr.com)  
[IPR38868-0007IP1@fr.com](mailto:IPR38868-0007IP1@fr.com)

For PATENT OWNER:

Joseph E. Palys  
Naveen Modi  
PAUL HASTINGS LLP  
[josephpalys@paulhastings.com](mailto:josephpalys@paulhastings.com)  
[naveenmodi@paulhastings.com](mailto:naveenmodi@paulhastings.com)

Jason E. Stach  
FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, LLP  
[jason.stach@finnegan.com](mailto:jason.stach@finnegan.com)