

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PANTIES PLUS, INC.,
Petitioner,

v.

BRAGEL INTERNATIONAL, INC.,
Patent Owner.

Case IPR2017-00044
Patent 7,144,296 B2

Before MITCHELL G. WEATHERLY, KEVIN W. CHERRY, and
JAMES A. WORTH, *Administrative Patent Judges*.

WEATHERLY, *Administrative Patent Judge*.

JUDGMENT

Termination of the Proceeding
35 U.S.C. § 317(a) and 37 C.F.R. § 42.72

The parties have requested that this trial be terminated pursuant to a settlement. On June 21, 2017, we authorized the parties via e-mail to file a joint request to terminate this proceeding and to file the settlement agreement as business confidential information under 37 C.F.R. § 42.74(c). The parties filed their joint motion on June 21, 2017. Paper 11. With their

joint motion to terminate, the parties also filed a copy of a written settlement agreement that they request be kept confidential. Paper 11, at 1; Ex. 1025.

We instituted trial in this proceeding on April 12, 2017. Paper 6. The parties indicate that they have agreed to resolve all disputes between them related to the challenged patent. Paper 11, at 1. Patent Owner has not yet filed its Patent Owner Response, and the trial is in its early stages. Under these circumstances, we determine that it is appropriate to enter judgment and terminate the trial without rendering a final written decision. 37 C.F.R. § 42.72.

Accordingly, it is

ORDERED that the Joint Motion to Terminate under 35 U.S.C. § 317(a) is *granted*; and

FURTHER ORDERED that the Confidential Settlement Agreement (Ex. 1025) shall be treated as business confidential information and kept separate from the public record.

IPR2017-00044
Patent 7,144,296 B2

PETITIONER:

Sergey Kolmykov
Gaston Kroub
KROUB, SILBERSHER & KOLMYKOV PLLC
skolmykov@kskiplaw.com
gkroub@kskiplaw.com

PATENT OWNER:

Thomas J. Daly
Katherine L. Quigley
Sami I. Schilly
LEWIS ROCA ROTHGERBER CHRISTIE LLP
tdaly@llrc.com
kquigley@llrc.com
sschilly@llrc.com