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Paper No. 11
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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SHENZHEN FBTECH ELECTRONICS LTD and SHENZHEN LITIME TECHNOLOGY CO., LTD,
Petitioner,

v.

LITHIUMHUB TECHNOLOGIES, LLC,
Patent Owner.

Case IPR2025-00822
Patent 9,954,207

Before MITCHELL G. WEATHERLY, KIMBERLY McGRAW, and CHRISTOPHER L. OGDEN, *Administrative Patent Judges*.

McGRAW, *Administrative Patent Judge*.

DECISION
Settlement Prior to Institution of Trial
37 C.F.R. § 42.74

ORDER
Granting Joint Request to Treat Settlement Agreements as Business Confidential Information
35 U.S.C. § 317; 37 C.F.R. § 42.74

Shenzhen FBTech Electronics Ltd and Shenzhen LiTime Technology Co., Ltd (collectively "Petitioner") filed a Petition (Paper 1) seeking *inter partes* review of US Patent 9,954,207 B2. LithiumHub Technologies, LLC ("Patent Owner") did not file a preliminary response. On July 11, 2025, the case was referred to a Board panel to consider the merits and non-discretionary considerations. Paper 7, 1, 2.

On August 8, 2025, the parties filed an authorized Joint Motion to Terminate Proceeding (Paper 10, "Mot." or "Motion") and a Joint Request to Treat Settlement Agreements as Business Confidential Information (Paper 9).

The parties represent that they filed a true copy of their settlement agreements as Confidential Exhibits 1017 and 1018 ("Settlement Agreements") and that there are no other agreements, oral or written, between the parties made in connection with, or in contemplation of, the termination of the proceeding. Mot. 2.

Based on the facts of this case, it is appropriate to terminate the proceeding with respect to both parties without deciding whether to institute trial. *See* 37 C.F.R. §§ 42.5(a), 42.71(a), 42.74; *see also* Consolidated Trial Practice Guide[1] ("CTPG"), 86 (stating the "Board expects that a proceeding will terminate after the filing of a settlement agreement, unless the Board has already decided the merits of the proceeding"). Therefore, the joint motion to terminate the proceeding is granted.

[1] Available at https://www.uspto.gov/TrialPracticeGuideConsolidated.

We also determine that it is appropriate to treat the Settlement Agreements (Exhibits 1017 and 1018) as business confidential information pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c).

Accordingly, it is

ORDERED that the joint motion to terminate the proceeding is GRANTED and the proceeding is terminated with respect to both the Petitioner and the Patent Owner; and

FURTHER ORDERED that the Settlement Agreements (Exhibits 1017 and 1018) be treated as business confidential information under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c) and be kept separate from the file of the patent.

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