

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NETFLIX, INC. AND HULU, LLC,

Petitioners,

v.

DIVX, LLC,

Patent Owner.

Case No. IPR2020-00558

U.S. Patent No. 10,225,588

**JOINT REQUEST TO KEEP SEPARATE PURSUANT
TO 35 U.S.C. § 317 AND 37 C.F.R. § 42.74**

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74, Petitioner Hulu, LLC and Patent Owner DivX, LLC jointly request that Exhibit 2030, which is a true copy of the written agreement between The Walt Disney Company, Hulu's parent company, and DivX that contemplates the termination of this proceeding with respect to Hulu, be treated as business confidential information and be kept separate from the files of the patent at issue in this proceeding.

Concurrently with the filing of this Request, Hulu and DivX are filing a Joint Motion to Terminate this inter partes review with respect to Hulu due to the settlement between the Hulu and DivX.

Hulu and DivX consider the settlement to contain highly sensitive business confidential information that would substantially harm their business interests if publicly disclosed. As such, Hulu and DivX hereby jointly request that the settlement be kept as a separate paper to be made available only under the provisions of 35 U.S.C § 317(b) and 37 C.F.R. § 42.74(c). With the consent of all parties, the settlement agreement has been filed by DivX for access by the "Filing Party and Board." Hulu and DivX further jointly request that the Board order that in the event a person or entity makes a written request, as stated in 37 C.F.R. § 42.74(c)(1)-(2), for access to the settlement agreement, that any such written request be served upon Hulu and DivX on the day the written request is provided to the Board.

Date: May 11, 2023

/Harper Batts/

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on May 11, 2023, a complete copy of the foregoing JOINT REQUEST TO KEEP SEPARATE PURSUANT TO 35 U.S.C. § 317 AND 37 C.F.R. § 42.74 was served via email to the attorneys of record for the Patent Owner as follows:

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