

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner

v.

PARUS HOLDINGS, INC.,
Patent Owner.

IPR2023-00307
Patent No. 9,769,314

**JOINT REQUEST TO TREAT THE SETTLEMENT AGREEMENT AS
BUSINESS CONFIDENTIAL INFORMATION
UNDER 35 U.S.C. § 317(b) AND 37 C.F.R. 42.74(c)**

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), Petitioner Apple Inc. (“Petitioner”) and Patent Owner Parus Holdings, Inc. (“Patent Owner”) hereby jointly request that a true copy of their settlement agreement, filed concurrently herewith as Exhibit 1100, be treated as business confidential information and be kept separate from the file for this *inter partes* review (“IPR”) proceeding. Concurrently with the filing of this Request, Petitioner and Patent Owner are filing a Joint Motion to Terminate the present IPR proceeding in light of the parties’ resolution of their dispute.

The parties consider the settlement agreement to contain highly sensitive business confidential information that would substantially harm their business interests if publicly disclosed. As such, the parties hereby jointly request that the settlement agreement 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). The settlement agreement has been filed for access by the “Parties and Board Only.” The parties 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 the parties on the day the written request is provided to the Board.

The parties hereby certify that, to the best of their knowledge, the documents sought to be protected have not been made publicly available.

Dated: March 3, 2023

Respectfully submitted,

McKool Smith, P.C.
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Austin, Texas 78701

/s/ John B. Campbell

John B. Campbell
Lead Counsel for Patent Owner
Reg. No. 54,665

Dated: March 3, 2023

Respectfully submitted,

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/Andrew S. Ehmke/

Andrew S. Ehmke
Lead Counsel for Petitioner
Reg. No. 50,271

CERTIFICATION OF SERVICE (37 C.F.R. §§ 42.6(e), 42.105(a))

The undersigned hereby certifies that a true copy of the foregoing **JOINT REQUEST TO TREAT THE SETTLEMENT AGREEMENT AS BUSINESS CONFIDENTIAL INFORMATION UNDER 35 U.S.C. § 317(b) AND 37 C.F.R. 42.74(c)** and supporting materials have been served in its entirety this 3rd Day of March 2023 on the following parties via electronic mail:

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