UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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XILINX, INC.
Petitioner

v.

POLARIS INNOVATIONS LIMITED
Patent Owner

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Case IPR2023-00516
U.S. Patent 6,157,589

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JOINT REQUEST TO TREAT AS CONFIDENTIAL AND KEEP SEPARATE PURSUANT TO 37 C.F.R § 42.74(C)

Petitioner Xilinx, Inc. and Patent Owner Polaris Innovations Limited (collectively, the "Parties"), through their respective counsel of record, jointly request that the Board treat the Parties' settlement agreement as business confidential information, and keep that agreement separate from the files of the involved patent and this proceeding. A true and correct copy of the settlement agreement, as referenced in the accompanying Joint Motion to Terminate, is filed concurrently herewith as Exhibit 1020, as "Parties and Board Only."

The rules governing this proceeding provide that, upon request, settlement agreements shall be maintained as business confidential information:

> A party to a settlement may request that the settlement be treated as business confidential information and be kept separate from the files of an involved patent or application. The request must be filed with the settlement. If a timely request is filed, the settlement shall only be available:
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> (1) To a Government agency on written request to the Board; or
>
> (2) To any other person upon written request to the Board to make the settlement agreement available, along with the fee specified in § 42.15(d) and on a showing of good cause.

37 C.F.R. § 42.74(c).

The Board approved the filing of this joint motion in an e-mail dated February 7, 2024. Therefore, the Parties jointly request that the settlement

agreement (Exhibit 1020): (1) be treated as business confidential information, (2) be maintained separate from the publicly available file of the involved patent and this proceeding, and (3) be made available only to Federal Government agencies on written request, or to persons showing good cause on written request, pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c).

Due to the confidential nature of the settlement agreement, in the event that a third party submits a written request to the Board for a copy of the settlement agreement along with a purported showing of good cause, the Parties request that they be notified of the third party request and be given the opportunity to respond thereto.

Dated: February 8, 2024

Respectfully submitted,

/Brian W. Oaks/

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Attorney for Patent Owner

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6, the undersigned certifies that on February 8, 2024, a copy of the foregoing document was electronically served on the following counsel of record for Patent Owner:

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/Brian W. Oaks/
Brian W. Oaks
Lead Counsel for Petitioner