UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PALO ALTO NETWORKS, INC.,

Petitioner,

v.

TAASERA LICENSING LLC,

Patent Owner.

Patent No. 9,092,616
Filing Date: July 27, 2012
Issue Date: July 28, 2015

Inventors: Srinivas Kumar and Dennis Pollutro
Title: SYSTEMS AND METHODS FOR THREAT IDENTIFICATION AND REMEDIATION

JOINT REQUEST TO TREAT AGREEMENT AS BUSINESS CONFIDENTIAL INFORMATION

Case No. IPR2023-00706

LIST OF EXHIBITS

Exhibit No.	Description
2001	Seventh Amended Docket Control Order, Dkt. 257, *In re: Taasera Licensing LLC, Patent Litigation*, No. 2:22-md-03042-JRG (E.D. Tex. June 27, 2023)
2002	Defendant Palo Alto Network, Inc.'s Patent L.R. 3-3 Invalidity Contentions and Subject Matter Ineligibility Contentions, *In re: Taasera Licensing LLC, Patent Litigation*, No. 2:22-md-03042-JRG, served April 29, 2023
2003	Joint Patent L.R. 4-3 Claim Constructions and Prehearing Statement, Dkt. No. 249, *In re: Taasera Licensing LLC, Patent Litigation*, No. 2:22-md-03042-JRG, filed July 13, 2023
2004	Redline Comparison of the Petition to the Declaration of Kevin Jeffay, Ph.D. (Ex. 1003)
2005	Confidential Settlement Agreement
2006	Confidential Release

Pursuant to 35 U.S.C. § 317(a), 37 C.F.R. § 42.74, and the Board's email of December 19, 2023, Petitioner Palo Alto Networks, Inc. ("PAN" or "Petitioner") and Patent Owner Taasera Licensing LLC ("Taasera" or "Patent Owner") (collectively, the "Parties") have reached a resolution and jointly move to terminate the above-captioned proceeding. As permitted by statute, PAN and Taasera request that the Board treat as business confidential information, the true copy of the executed agreement resolving the parties' disputes and agreeing to terminate this proceeding and the parties' related district court proceeding (Exhibit 2005), and the related release agreement between the parties (Exhibit 2006), as referenced in the parties' Joint Motion to Terminate Proceeding (pursuant to 35 U.S.C. § 317 and 37 C.F.R. § 42.74), filed concurrently herewith.

35 U.S.C. § 317(b) provides that:

> *At the request of a party to the proceeding, the agreement or understanding shall be treated as business confidential information, shall be kept separate from the file of the involved patents, and shall be made available only to Federal Government agencies on written request, or to any person on a showing of good cause.*

Likewise, 37 C.F.R. § 42.74(c) provides that:

> *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:

> *(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.*

The present request, which is being filed contemparaneously with the Agreement, is timely and in accordance with the foregoing authority. The agreement and release describe the confidential terms resolving the parties' dispute, which constitute confidential information under the Board's rules. *See* 37 C.F.R. § 42.54. The parties hereby certify that, to the best of their knowledge, the documents sought to be protected have not been made publicly available. Both parties also respectfully request that the Board inform us if anyone seeks production of Exhibits 2005 or 2006 and afford the parties an opportunity to address whether such request is supported by good cause.

Dated: December 20, 2023

Respectfully submitted,

/ Peter Lambrianakos /

Peter Lambrianakos (Reg. No. 58,279)
Lead Counsel for Patent Owner
FABRICANT LLP
411 Theodore Fremd Avenue,
Suite 206 South
Rye, New York 10580
Tel. 212-257-5797
Fax. 212-257-5517

Email: plambrianakos@fabricantllp.com

Vincent J. Rubino, III (Reg. No. 68,594)
Alfred R. Fabricant (subject to motion to appear *pro hac vice*)
Joseph M. Mercadante (Reg. No. 64,077)
Backup Counsel for Patent Owner
FABRICANT LLP
411 Theodore Fremd Avenue,
Suite 206 South
Rye, New York 10580
Tel. 212-257-5797
Fax. 212-257-5517
Email: vrubino@fabricantllp.com
Email: ffabricant@fabricantllp.com
Email: jmercadante@fabricantllp.com

Attorneys for Taasera Licensing LLC

/ Michael Rueckheim (with permission)/
Juan Yaquian (Reg. No. 70,755)
Lead Counsel for Petitioner
Email: jyaquian@winston.com
WINSTON & STRAWN LLP
800 Capital Street, Suite 2400
Houston, Texas 77002

Michael Rueckheim (subject to motion to appear *pro hac vice*)
James C. Lin
Backup Counsel for Petitioner
Email: mrueckheim@winston.com
Email: jalin@winston.com
WINSTON & STRAWN LLP
255 Shoreline Drive, Suite 520
Redwood City, California 94065

Attorneys for Palo Alto Networks, Inc.

CERTIFICATE OF SERVICE

Pursuant to 37 CFR § 42.6(e)(4), the undersigned certifies that on December 20, 2023, a complete and entire copy of this Joint Request to Treat Agreement as Business Confidential Information was served by email, to Petitioner's counsel of record as follows:

Juan C. Yaquian
Email: jyaquian@winston.com
Email: Winston-PAN-Taasera@winston.com
WINSTON & STRAWN LLP
800 Capital Street, Suite 2400
Houston, Texas 77002

Michael Rueckheim
Email: mrueckheim@winston.com
James C. Lin
Email: jalin@winston.com
WINSTON & STRAWN LLP
255 Shoreline Drive, Suite 520
Redwood City, California 94065

Attorneys for Palo Alto Networks, Inc

December 20, 2023 By: */ Peter Lambrianakos /*

Peter Lambrianakos (Reg. No. 58,279)
Lead Counsel for Patent Owner
FABRICANT LLP
411 Theodore Fremd Avenue,
Suite 206 South
Rye, New York 10580
Tel. 212-257-5797
Fax. 212-257-5517