

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ADVANCED MICRO DEVICES, INC.,
Petitioner,

v.

REALTEK SEMICONDUCTOR CORPORATION,
Patent Owner.

IPR2023-00789
U.S. PATENT NO. 7,936,245

JOINT AGREEMENT TO TREAT SETTLEMENT AGREEMENT AS
BUSINESS CONFIDENTIAL INFORMATION

PETITIONER’S UPDATED EXHIBIT LIST

Exhibit No.	Description
1001	U.S. Patent No. 7,936,245
1002	File History of U.S. Patent No. 7,936,245
1003	Declaration of Dr. Paul R. Prucnal (“Initial Declaration”)
1004	<i>Curriculum Vitae</i> of Dr. Paul R. Prucnal
1005	U.S. Patent No. 7,821,372 to Ho-Hsiang
1006	U.S. Patent No. 6,794,977 to Christensen
1007	U.S. Patent Application Publication No. 2009/0002114 A1 to Yang et al.
1008	Sadasiva Biswal, Basic Electronics Volume I, 45, (2001)
1009	A. Niknejad, Design, Simulation and Applications of Inductors and Transformers for Si RF ICs, Second Printing. (2002)
1010	A. Niknejad, Electromagnetics for High-Speed Analog and Digital Communication Circuits, (2008)
1011	J. Burghartz, <i>Spiral Inductors on Silicon – Status and Trends (Invited Article)</i> , International Journal of RF and Microwave Computer-Aided Engineering, V. 8, No. 6, 422-432 (Nov. 1998)

Exhibit No.	Description
1012	O.H. Murphy et al., <i>Design of Multiple-Metal Stacked Inductors Incorporating an Extended Physical Model</i> , IEEE Transactions on Microwave Theory and Techniques, Vol. 53, No. 6, 2063-2072 (June 2005)
1013	U.S. Patent No. 6,759,937 to Kyriazidou
1014	U.S. Patent No. 6,967,555 to Kao
1015	U.S. Patent No. 8,325,001 to Huang
1016	I. Bahl, <i>Lumped Elements for RF and Microwave Cicuits</i> , Artech House (2003)
1017	U.S. Patent No. 6,885,275 to Chang
1018	U.S. Patent Application Publication No. US 2008/0074229 A1 to Moinian
1019	Reserved
1020	<i>Webster's New World College Dictionary</i> , Fourth Edition, 2009 (excerpt)
1021	<i>Encyclopedia of Electronics</i> , 2d (McGraw-Hill 1990) (excerpt)
1022	Realtek Exhibit 30 to Complaint, ITC Inv. No. 337-TA-1350

Exhibit No.	Description
1023	7,936,245 Priority Application and Feb. 24, 2023 Transperfect Certified Translation
1024	D. Brooks, <i>Differential Signals Rules to Live By</i> , Printed Circuit Design, CMP Media Publication (Oct. 2001)
1025	M. Soyuer, Multilevel monolithic inductors in silicon technology, Electronics Letters Vol. 31 No. 5 (1995)
1026	Website Printout from the Internet Archive for the Biswal Book (EX-1008)
1027	Website Printout from the Internet Archive for the Bahl Book (EX-1016)
1028	Website Printout from the Internet Archive for the Brook Paper (EX-1024)
1029	Burghartz, <i>On the Design of RF Spiral Inductors on Silicon (Invited Paper)</i> , IEEE Transactions on Electron Devices, V. 50, No. 3 (Mar. 2003)
1030	R. Lutz, <i>Modeling and Analysis of Multilevel Spiral Inductors for RFICS</i> , IEEE MTT-S Int'l Microwave Symposium Digest V. 1 (Jun. 1999)

Exhibit No.	Description
1031	Declaration of Sylvia D. Hall-Ellis, Ph.D.
1032	Curriculum Vitae of Sylvia D. Hall-Ellis, Ph.D.
1033	Declaration of Joseph C. Masullo ISO PHV Admission
1034	Declaration of Robert T. Vlasits ISO PHV Admission
1035 New	January 19, 2024 Initial Determination on Violation of Section 337 and Recommended Determination on Remedy and Bond (Public Version)
1036	U.S. Patent No. 7,656,264 to Hsu
1037	April 18, 2024 Deposition Transcript of Dr. Joshua Phinney, Ph.D.
1038	PTO Classification Definitions – Class 336 Inductor Devices https://www.uspto.gov/web/patents/classification/uspc336/defs336.pdf
1039	Reply Declaration of Dr. Paul R. Prucnal (“Reply Declaration”)
1040 NEW	Confidential Settlement Agreement Between Parties [FILED UNDER SEAL]

Pursuant to 35 U.S.C. § 317 and 37 C.F.R. § 42.74, and the authorization provided in the Board's email of June 20, 2024, Petitioner Advanced Micro Devices, Inc. and Patent Owner Realtek Semiconductor Corporation, by and through their respective counsel of record, have reached a settlement and jointly move to terminate the above-captioned proceeding. As permitted by statute, Petitioner and Patent Owner request that the Board treat as business confidential information, the true and complete copy of the settlement agreement (Confidential Exhibit 1040) between the parties, as referenced in the parties' Joint Motion to Terminate Proceeding, filed concurrently herewith.

35 U.S.C. § 317(b) provides in relevant part that:

[a]t 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.

Similarly, 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 contemporaneously with the settlement agreements, is timely and complies with the foregoing authority. The parties therefore respectfully request that the settlement agreement (Confidential Exhibit 1052: (i) be treated as business confidential information, (ii) be maintained separate from the publicly available file of the involved patent, and (iii) 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).

Further, Petitioner and Patent Owner each request that they be notified if the Board receives and/or considers a request for access to the settlement agreement and be offered an opportunity to respond to any such request. *See Arista Networks, Inc. v. Castlemorton Wireless, LLC*, IPR2020-00986, Paper 7 (PTAB Oct. 28, 2020).

Date: June 21, 2024

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on June 21, 2024, I caused a true and correct copy of the foregoing to be served on the following counsel for Patent Owner by electronic mail to the following email addresses:

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