

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

WESTERN DIGITAL TECHNOLOGIES, INC.,

Petitioner,

v.

SHAMROCK INNOVATIONS, INC.,

Patent Owner.

Case No. IPR2023-00842

U.S. Patent No. 9,535,454

**PETITIONER'S AND PATENT OWNER'S JOINT REQUEST TO FILE
RESOLUTION DOCUMENTS AS BUSINESS CONFIDENTIAL
INFORMATION PURSUANT TO 35 U.S.C. § 317(b)**

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), Western Digital Technologies, Inc. (“Petitioner”) and Patent Owner Shamrock Innovation, LLC. (“Patent Owner”) jointly request to file and treat the document resolving the proceeding (the “Resolution Documents,” Exhibit 2017, Exhibit 2018, Exhibit 2019), as referenced in the Joint Motion to Terminate Proceedings Pursuant to 35 U.S.C. § 317, as business confidential information. The Parties further jointly request that the confidential Resolution Documents be kept separate from the file of the subject patent in the captioned proceeding and be made available only to Federal Government agencies on written request or to persons showing good cause. *See* 35 U.S.C. § 317(b); 37 C.F.R. § 42.74(c). The Board authorized the filing of this request on October 03, 2024.

The parties consider the Resolution Documents to contain highly sensitive business confidential information that would substantially harm their business interests if publicly disclosed. The parties have agreed not to publicly disclose the terms of the Resolution Documents. As such, the parties hereby jointly request that the Resolution Documents 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 Resolution Documents has been filed for access by the “**Board Only**,” and the parties jointly request that the Resolution Documents remain available for the “**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 Resolution Documents, that any such written request be served upon the parties on the day the written request is provided to the Board.

Respectfully submitted,

Dated: October 03, 2024

By: /Brandon R. Theiss/
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Volpe Koenig
Counsel for Patent Owner
Shamrock Innovation, LLC.

Dated: October 03, 2024

By: / Jon R. Trembath /
Jon R. Trembath
Registration. No. 38,344
Counsel for Petitioner
Western Digital Technologies, Inc.

CERTIFICATE OF SERVICE

The undersigned certifies that pursuant to 37 C.F.R. § 42.6(e), a copy of the foregoing **PETITIONER’S AND PATENT OWNER’S JOINT REQUEST TO FILE RESOLUTION DOCUMENTS AS BUSINESS CONFIDENTIAL INFORMATION PURSUANT TO 35 U.S.C. § 317(b)** was served via email (as consented to by counsel) on October 03, 2024 to lead and backup counsel of record for Petitioner as follows:

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