UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NOVARTIS GENE THERAPIES, INC. & NOVARTIS PHARMACEUTICALS CORPORATION,
Petitioner,

v.

GENZYME CORPORATION,
Patent Owner.

Case No. IPR2023-01044
Patent No. 10,429,288

JOINT REQUEST THAT SETTLEMENT AGREEMENT BE TREATED AS BUSINESS CONFIDENTIAL INFORMATION AND KEPT SEPARATE 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) and the Board's authorization of February 21, 2024, Patent Owner Genzyme Corporation ("Patent Owner") and the Petitioners Novartis Gene Therapies, Inc. & Novartis Pharmaceuticals Corporation (collectively "Petitioner") jointly request that the true and complete copy of their settlement agreement (Confidential Exhibit 1029), referenced in the concurrently-filed Joint Motion for Termination, be treated as confidential business information. As such, the Parties request that Confidential Exhibit 1029 be kept separate from the files of the involved patent and IPR2023-01044 and IPR2023-01045, and only made available to Federal Government agencies upon written request or to any other person upon written request and a showing of good cause.

Respectfully submitted,

Date: February 26, 2024

/John D. Livingstone/
John D. Livingstone, Reg. No. 59,613
Counsel for Petitioner

Date: February 26, 2024

/Amanda K. Antons/
Amanda K. Antons, Reg. No. 65,236
Counsel for Patent Owner

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing **Joint Request that Settlement Agreement be Treated as Business Confidential Information and be Kept Separate Under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.72(c)** was served electronically via email on February 26, 2024, in its entirety on the following:

Amanda K. Antons
Dechert LLP
33 W. Wacker Dr.
Suite 3400
Chicago, IL 60601
amanda.antons@dechert.com

Katherine A. Helm
Blaine Hackman
Dechert LLP
Three Bryant Park
1095 Avenue of the Americas
New York, NY 10036-6797
Khelm@dechert.com
blaine.hackman@dechert.com

Zolgensma-Dechert-A11IPRs@dechert.com

Patent Owner has consented to electronic service by email.

Dated: February 26, 2024

/William Esper/
William Esper
Case Manager and PTAB Coordinator
Finnegan, Henderson, Farabow,
Garrett & Dunner, LLP