

From: [Trials](#)
To: [Specht, Kara](#); [Trials](#)
Cc: robert@auchterlaw.com; bcooper@bc-lawgroup.com; BMW-Scramoge-IPR@finnegan.com
Subject: RE: IPR2023-00913; IPR2023-01048
Date: Thursday, August 17, 2023 3:48:20 PM

Counsel:

The respective panels authorize the parties to file a joint motion to terminate and/or dismiss the petitions in IPR2023-00913 and IPR2023-1048, provided that each filing includes an exhibit containing a true copy of any and all agreements made in connection with or contemplation of the requested termination, including any collateral agreements. *See* 35 U.S.C. § 317(b) (governing post-institution settlements); 42.74(b) (governing settlements in general). In addition, the respective panels authorize the parties to file a joint request to treat the agreement as business confidential under 37 C.F.R. § 42.74(c) in each case. That request may be part of the joint motion to terminate or may be a separate paper, and the exhibit containing the agreement(s) may be filed “For Board and Parties Only.” The Board does not require a conference call.

Regards,

Esther Goldschlager
Supervisory Paralegal Specialist
Patent Trial & Appeal Board
U.S. Patent & Trademark Office

From: Specht, Kara <Kara.Specht@finnegan.com>
Sent: Tuesday, August 15, 2023 7:17 PM
To: Trials <Trials@USPTO.GOV>
Cc: robert@auchterlaw.com; bcooper@bc-lawgroup.com; BMW-Scramoge-IPR@finnegan.com
Subject: IPR2023-00913; IPR2023-01048

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Honorable Board,

The parties have reached a settlement and have signed a settlement agreement.

In view of this settlement, the Parties respectfully request permission to file a joint motion to terminate the following IPR proceedings:

- IPR2023-00913
- IPR2023-01048

Should the Board request a call, the parties are available at the Board’s convenience this week (August 16-18) and next week (August 21-25).

Regards,
Kara Specht

Counsel for Petitioner

Kara Specht
Partner

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