UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BMW OF NORTH AMERICA, LLC,

MERCEDES-BENZ USA, LLC,

Petitioner

v.

MICHIGAN MOTOR TECHNOLOGIES, LLC,

Patent Owner

Case IPR2023-01233
U.S. Patent No. 6,581,574

JOINT REQUEST TO MAINTAIN CONFIDENTIALITY PURSUANT TO 35 U.S.C. § 317(b) AND 37 C.F.R. § 42.74

Co-Petitioner Mercedes-Benz USA, LLC ("Mercedes") and Patent Owner Michigan Motor Technologies, LLC ("Patent Owner") (collectively, the "Parties") have executed a Settlement Agreement, filed contemporaneously herewith as Exhibit 1050, regarding U.S. Patent No. 6,581,574 (the "'574 Patent"). Pursuant to 35 U.S.C § 317(b) and 37 C.F.R. § 42.74, the Parties jointly request that the Board treat the Settlement Agreement as business confidential information, including as to Co-Petitioner BMW of North America, LLC ("BMW").

In connection with their Joint Motion to Terminate, Mercedes and Patent Owner have filed herewith a true and correct copy of the Settlement Agreement as required by 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74, via the PTACTS system to provide availability to "Board only." The Parties are filing the Settlement Agreement as "Board only" in an abundance of caution because, pursuant to the Settlement Agreement, Mercedes and Patent Owner must keep its terms confidential, including with respect to Co-Petitioner BMW. Mercedes and Patent Owner have treated the terms accordingly and seek to continue treating them as confidential.

Mercedes and Patent Owner jointly request that the Board treat the Settlement Agreement as business confidential information, keeping the Settlement Agreement separate from the file of the '574 Patent involved in this *inter partes* review, and make the Settlement Agreement available only to those required by law as specified in 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c).

Date: November 2, 2023

/s/ James M. Glass

James M. Glass
Registration No. 46,729
Quinn Emanuel Urquhart & Sullivan LLP
51 Madison Ave, 22nd Floor
New York, New York 10010
Tel: (212) 849-7142
Fax (212) 849-7100
Counsel for Co-Petitioner Mercedes

/s/ Timothy Devlin

Timothy Devlin
Registration No. 41,706
Devlin Law Firm LLC
1526 Gilpin Avenue
Wilmington, DE 19806
Tel: (302) 449-9010
Fax: (302) 353-4251
Counsel for Patent Owner

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6, I hereby certify that on November 2, 2023 the foregoing paper from Co-Petitioner Mercedes was served via email on the following counsel of record for Patent Owner and Co-Petitioner BMW:

TD-PTAB@devlinlawfirm.com
tdevlin@devlinlawfirm.com
jwejnert@devlinlawfirm.com
dlflitparas@devlinlawfirm.com

ed.sikorski@us.dlapiper.com
brian.biggs@us.dlapiper.com
matthew.middleton@us.dlapiper.com

/s/ James M. Glass

James M. Glass
Registration No. 46,729