UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BMW OF NORTH AMERICA, LLC,
PETITIONER

V.

MICHIGAN MOTOR TECHNOLOGIES, LLC,
PATENT OWNER

IPR2023-01234
U.S. PATENT NO. 6,588,260

JOINT MOTION TO KEEP CONFIDENTIAL AND SEPARATE UNDER 35 U.S.C. § 317(B) AND 37 C.F.R. § 42.74(C)

Petitioner BMW of North America, LLC and Patent Owner Michigan Motor Technologies, LLC have executed a Settlement Agreement, filed contemporaneously herewith as Exhibit 1051. 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.

In connection with their Joint Motion to Terminate, Petitioner 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, Petitioner and Patent Owner must keep its terms confidential. Petitioner and Patent Owner have treated the terms accordingly and seek to continue treating them as confidential.

Petitioner 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 this proceeding for *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).

Dated: June 20, 2024

Respectfully Submitted,

/Matthew S. Middleton/

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.105, I hereby certify that I caused a true and correct copy of this **JOINT MOTION TO KEEP CONFIDENTIAL AND SEPARATE UNDER 35 U.S.C. § 317(B) AND 37 C.F.R. § 42.74(C)** in connection with IPR2023-01234 to be served via e-mail on June 20, 2024, in its entirety on the following counsel of record for Patent Owner:

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Dated: June 20, 2024

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