UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

US CONEC LTD.,
Petitioner

v.

SENKO ADVANCED COMPONENTS, INC.,
Patent Owner

Case IPR2024-00115
U.S. Patent No. 11,307,369

JOINT REQUEST TO KEEP AGREEMENT BUSINESS CONFIDENTIAL AND SEPARATE UNDER 37 C.F.R. § 42.74(c)

Mail Stop "PATENT BOARD"
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), Petitioner US Conec Ltd. ("Petitioner") and Patent Owner Senko Advanced Components, Inc. ("Patent Owner") (collectively, the "Parties") hereby jointly request that a true copy of their settlement agreement, filed concurrently herewith as Exhibit 1021 be treated as business confidential information and be kept separate from the file of this *inter partes* review (IPR) proceeding. Concurrently with the filing of this Request, Petitioner and Patent Owner are filing a Joint Motion to Terminate this IPR due to the settlement between the parties.

The rules expressly contemplate that agreements will be maintained as business confidential information, upon request. *See, e.g.*, 37 C.F.R. § 42.74(c), which provides that:

> A party to a settlement may request that the settlement be treated as business confidential information and be kept separate from the files of an involved patent or application. The request must be filed with the settlement. If a timely request is filed, the settlement shall only be available: (1) To a Government agency on written request to the Board; or (2) To any other person upon written request to the Board to make the settlement agreement available, along with the fee specified in § 42.15(d) and on a showing of good cause.

The parties consider the settlement to contain highly sensitive business confidential information that would substantially harm their business interests if

publicly disclosed. As such, the parties hereby jointly request that the settlement 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 settlement agreement has been filed for access by the "Parties and 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 settlement agreement, that any such written request be served upon the parties on the day the written request is provided to the Board.

This joint request is being filed by the Petitioner, with the consent of the Patent Owner.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX PLLC

/Jason D. Eisenberg/

Jason D. Eisenberg
Registration No. 43,447
Counsel for Petitioner US Conec Ltd.

Date: August 27, 2024

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CERTIFICATE OF SERVICE (37 C.F.R. § 42.6(e)(1))

The undersigned certifies that a true and correct copy of the foregoing **JOINT REQUEST TO KEEP AGREEMENT BUSINESS CONFIDENTIAL AND SEPARATE UNDER 37 C.F.R. § 42.74(c)** was served in its entirety electronically via e-mail on August 27, 2024, on the following counsel of record for Patent Owner:

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Respectfully submitted,
STERNE, KESSLER, GOLDSTEIN & FOX PLLC

/Jason D. Eisenberg/

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