

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL
BOARD

KLX ENERGY SERVICES LLC,
PETITIONER,

V.

SAFOCO, INC.,
PATENT OWNER.

**PETITIONER AND PATENT OWNER'S JOINT REQUEST TO FILE SETTLEMENT
AGREEMENT AS BUSINESS CONFIDENTIAL INFORMATION UNDER 37 C.F.R. §
42.74(C)
IPR2024-00198**

MAIL STOP PATENT BOARD
PATENT TRIAL AND APPEAL BOARD
P.O. Box 1450
ALEXANDRIA, VA 22313-1450

Pursuant to 37 C.F.R. § 42.74(c), KLX Energy Services LLC (“Petitioner” or “KLX”) and Safoco, Inc. (“Patent Owner” or “Safoco”) (collectively “the Parties”) hereby jointly request to treat as business confidential information, and to keep separate from the file for U.S. Patent No. 9,890,609, the true and complete copy of the Settlement Agreement (Exhibit 1032), between the Parties as referenced in the Joint Motion to Terminate Proceeding of IPR2024-00198 pursuant to 37 C.F.R. § 42.74, filed concurrently herewith.

37 C.F.R. § 42.74(c) 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.

37 C.F.R. § 42.74(c).

The present request, which is being filed concurrently with the Settlement Agreement, is timely and in accordance with the foregoing authority. Therefore, the Parties request the Settlement Agreement be treated as business confidential information, maintained separate from the publicly available file of the involved patent, and shall be made available only to a Federal Government agency upon

written request, or to persons showing good cause on written request, pursuant to 37 C.F.R. § 42.74(c).

Dated: May 7, 2024

Respectfully submitted,

/Michael J. LaBrie /

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Attorney for Patent Owner

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e)(4), the undersigned certifies that on May 7, 2024, a complete and entire copy of this Joint Request to File Settlement Agreement as Business Confidential Information was provided via email, to the Patent Owner by serving correspondence email addresses of record as follows:

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