

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PROLIME AGRICULTURAL LLC and
CAUDILL SEED AND WAREHOUSE CO., INC.

Petitioners

v.

SUL4R-PLUS, LLC

Patent Owner

Case IPR2024-00236
U.S. Patent No. 9,873,638

**JOINT REQUEST THAT SETTLEMENT AGREEMENT BE TREATED
AS BUSINESS CONFIDENTIAL INFORMATION AND BE KEPT
SEPARATE PURSUANT TO 35 U.S.C. § 317(b) AND 37 C.F.R. § 42.74(c)**

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), Petitioners Prolime Agricultural LLC and Caudill Seed and Warehouse Co., Inc. (“Petitioners”) and Patent Owner Sul4r-Plus, LLC (“Patent Owner”) jointly request to file the Settlement Agreement (Ex. 1021) between the parties, as referenced in the Unopposed Motion To Dismiss Petition For *Inter Partes* Review, as business confidential information, which shall be kept separate from the file of the patent at issue, and only made available to Federal Government agencies upon written request.

The requested relief is appropriate because the terms of the Settlement Agreement are confidential business information and require Patent Owner and Petitioners to treat the Settlement Agreement as confidential information and limit their respective abilities to share the Settlement Agreement with or disclose its contents to third parties. Patent Owner and Petitioners have filed a copy of the Settlement Agreement (Ex. 1021) with the Board, as required by 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74. The confidential Settlement Agreement was filed in the PTAB E2E system to provide availability only to the Board.

Dated: June 10, 2024

Respectfully submitted,

/Jessica Fleetham/
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Counsel for Petitioners

Respectfully submitted,

/Stephanie Scruggs (with permission)
Stephanie Scruggs (Reg. No. 54,432)
Counsel for Patent Owner

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that on June 10, 2024 a complete copy of the foregoing was served on counsel of record for the Patent Owner by filing this document through P-TACTS and by sending this document via electronic mail to the following addresses:

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