UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NESPRESSO USA, INC.,
Petitioner,

v.

K-FEE SYSTEM GMBH,
Patent Owner

Case: IPR2024-00257

U.S. Patent No. 11,548,722

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

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Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), Nespresso USA, Inc. ("Petitioner") and K-fee System GmbH ("Patent Owner") (collectively, the "Parties"), through their respective counsel of record, jointly request to file Exhibit 1076—the binding settlement term sheet ("Settlement Term Sheet") referenced in the concurrently filed Joint Motion to Terminate—as business confidential information, and to have it maintained separately from the file of U.S. Patent No. 11,548,722. In accordance with 37 C.F.R. § 42.74(b), the Parties confirm that Exhibit 1076 constitutes a binding written agreement or understanding between them made in connection with, or in contemplation of, the termination of this proceeding with prejudice. Furthermore, Exhibit 1076 is a true and accurate copy of the Settlement Term Sheet entered into by the Parties that resolves the present proceeding.

Dated: May 28, 2025

Respectfully submitted,

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