

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

VUSIONGROUP SA,

Petitioner,

v.

HANSHOW TECHNOLOGY CO., LTD.,

Patent Owner.

Case No. IPR2024-00963
U.S. Patent No. 10,701,321

**JOINT REQUEST TO TREAT MEMORANDUM OF UNDERSTANDING
AS BUSINESS CONFIDENTIAL INFORMATION**

Pursuant to 35 U.S.C. § 317(a) and 37 C.F.R. § 42.74, and the Board’s email of May 30, 2025, Petitioner VusionGroup SA (“Petitioner”) and Patent Owner Hanshow Technology Co., Ltd. (“Patent Owner”) (collectively, the “Settling Parties”) have reached a settlement and jointly move to terminate the above-captioned proceeding. A true copy of the Settling Parties’ Memorandum of Understanding is being filed concurrently herewith. *See* Exhibit 1032. The Memorandum of Understanding also references a potential comprehensive final agreement. If such an agreement is entered, the Settling Parties will jointly seek authorization to file that agreement as business confidential information pursuant to 35 U.S.C. § 317 and 37 C.F.R. § 42.74(c).

As permitted by statute, the Settling Parties request that the Board treat as business confidential information the Memorandum of Understanding (Exhibit 1032). The Memorandum of Understanding contains business confidential information of the Settling Parties.

35 U.S.C. § 317(b) provides that:

At the request of a party to the proceeding, the agreement or understanding shall be treated as business confidential information, shall be kept separate from the file of the involved patents, and shall be made available only to Federal Government agencies on written request, or to any person on a showing of good cause.

Likewise, 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.

The present request, which is being filed contemporaneously with the Memorandum of Understanding, is timely and in accordance with the foregoing authority. Therefore, the Settling Parties request that the Memorandum of Understanding (Exhibit 1032) be (i) treated as business confidential information; (ii) maintained separate from the publicly available file of the involved patent; and (iii) made available only to Federal Government agencies on written request, or to persons showing good cause on written request, pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c).

Moreover, the terms of the Memorandum of Understanding require the Settling Parties to treat the Memorandum of Understanding and any potential comprehensive final agreement as confidential information and limit the Settling Parties' ability to share the Memorandum of Understanding or disclose its contents to third parties. *See* Exhibit 1032, ¶ 9.

The Settling Parties also respectfully request that the Board inform the Settling Parties if anyone seeks production of the Memorandum of Understanding and afford the Settling Parties an opportunity to address whether good cause supports such request.

Respectfully submitted,

Dated: May 30, 2025

/ Jessica Kaiser /

Jessica Kaiser

Reg. No. 58,937

Kaiser-ptab@perkinscoie.com

PERKINS COIE LLP

1900 Sixteenth Street, Suite 1400

Denver, CO 80202

Tel: (303) 291-2300

Fax: (303) 291-2400

Counsel for Petitioner

/ Hao Tan /

Hao Tan (Reg. No. 73,711)

ARCH & LAKE LLP

203 North LaSalle Street

Suite 2100

Chicago, IL 60601

312-558-1369 (telephone)

312-614-1873 (facsimile)

haotan@archlakelaw.com

Counsel for Patent Owner

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that on May 30, 2025 a true copy of the **JOINT REQUEST TO TREAT MEMORANDUM OF UNDERSTANDING AS BUSINESS CONFIDENTIAL INFORMATION** was served upon the below listed counsel by electronic mail:

Hao Tan
haotan@archlakelaw.com

Shen Wang
shenwang@archlakelaw.com

Christopher Fahey
christopher@archlakelaw.com

Dated: May 30, 2025

By: / Jessica Kaiser /
Jessica C. Kaiser
Reg. No. 58,937
Lead Counsel for Petitioner