UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD.,
Petitioner,

v.

ASUS TECHNOLOGY LICENSING INC.,
Patent Owner.

Case IPR2024-01036
Patent No. 11,291,052

JOINT REQUEST TO FILE SETTLEMENT MATERIALS AS BUSINESS CONFIDENTIAL INFORMATION AND TO MAINTAIN SAID MATERIALS SEPARATE FROM THE PUBLIC FILE 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) and the Board's authorization of January 8, 2025, Petitioner Samsung Electronics Co., Ltd. ("Petitioner") and Patent Owner Asus Technology Licensing Inc. ("Patent Owner") jointly request to treat as business confidential information the true and complete copy of the settlement materials, Confidential Exhibit 1023, between the parties, as referenced in the parties' Joint Motion to Terminate.

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 settlement materials, is timely and in accordance with the foregoing authority.

Therefore, the parties request that the settlement materials, Confidential Exhibit 1023, (i) be treated as business confidential information, (ii) be maintained separate from the publicly available files of the involved patent, and (iii) shall be 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).

Dated: January 14, 2025

Respectfully submitted,

/s/ Trenton Ward
Trenton Ward (Reg. No. 59,157)
Greenberg Traurig, LLP
Terminus 200
3333 Piedmont Road NE, Suite 2500
Atlanta, GA 30305
Telephone: 678-553-2100
Facsimile: 678-553-2212
Trenton.Ward@gtlaw.com

Heath J. Briggs (Reg. No. 54,919)
Greenberg Traurig, LLP
1144 15th St. Suite 3300
Denver, CO 80202
Telephone: 303-685-7418
Facsimile: 720-904-6118
BriggsH@gtlaw.com

Andrew Sommer (Reg. No. 53,932)
Greenberg Traurig, LLP
1750 Tysons Boulevard, Suite 1000
McLean, VA 22102
Telephone: 703-749-1370

/s/ Stephen McBride
Stephen McBride
Reg. No. 78,396
Carmichael IP, PLLC
8607 Westwood Center Drive, Suite 270
Tysons, VA 22182
Email: stevemcbride@carmichaelip.com
Tel: 703-646-9247

James T. Carmichael
Reg. No. 45,306
Carmichael IP, PLLC
8607 Westwood Center Drive, Suite 270
Tysons, VA 22182
Email: jim@carmichaelip.com

Stephen Schreiner
Reg. No. 43,097
Carmichael IP, PLLC

Facsimile: 703-749-1301
SommerA@gtlaw.com

Stephen M. Ullmer (pro hac vice forthcoming)
Greenberg Traurig, LLP
1144 15th St. Suite 3300
Denver, CO 80202
Telephone: 303-685-6579
Facsimile: 303-572-6540
UllmerS@gtlaw.com

Vimal M. Kapadia (Reg. No. 73,310)
Greenberg Traurig, LLP
One Vanderbilt Avenue
New York, NY 10017
Telephone: 212-801-2241
Facsimile: 212-801-6400
KapadiaV@gtlaw.com

Jared K. Lee (Reg. No. 72,786)
Greenberg Traurig, LLP
222 S Main St.
Salt Lake City, UT 84101
Telephone: 801-478-6948
Facsimile: 801-994.9041
Jared.Lee@gtlaw.com

Attorneys for Petitioner Samsung Electronics Co. Ltd.

8607 Westwood Center Drive, Suite 270
Tysons, VA 22182
Email: schreiner@carmichaelip.com
Tel: 703-646-9254

Minghui Yang
Reg. No. 71,989
Carmichael IP, PLLC
8607 Westwood Center Drive, Suite 270
Tysons, VA 22182
Email: mitch@carmichaelip.com

Attorneys for Patent Owner Asus Technology Licensing Inc.