

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

OLYMPUS CORPORATION, OM DIGITAL SOLUTIONS CORPORATION,
FUJIFILM CORPORATION, FUJIFILM NORTH AMERICA CORPORATION,
NIKON CORPORATION, PANASONIC ENTERTAINMENT &
COMMUNICATION CO., LTD.,

Petitioners

v.

OPTIMUM IMAGING TECHNOLOGIES LLC,

Patent Owner

Case IPR2024-01220

Patent No. 10,873,685

**JOINT MOTION TO FILE AGREEMENTS AS BUSINESS
CONFIDENTIAL INFORMATION AND
KEEP SEPARATE FROM THE PATENT FILES¹**

Mail Stop PATENT BOARD
Patent Trial and Appeal Board
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

¹ This Joint Motion was authorized by the Board in an e-mail dated 6/3/2025.

<u>PATENT OWNER'S LIST OF EXHIBITS</u>	
EX. 2001	Claim Construction Memorandum Opinion and Order, <i>Optimum Imaging Technologies LLC v. Canon Inc.</i> , No. 2:19-cv-00246-JRG, Dkt. 88 (E.D. Tex. June 11, 2020)
EX. 2002	U.S. Patent No. 7,612,805 (“the ’805 Patent”)
EX. 2003	U.S. Patent No. 8,451,339 (“the ’339 Patent”)
EX. 2004	Scheduling Order, <i>Optimum Imaging Technologies LLC v. Olympus Corporation et al.</i> , No. 4:23-cv-00924-ALM, Dkt. 41 (E.D. Tex. Oct. 2, 2024)
EX. 2005	Patent Owner Preliminary Response, IPR2024-00923, Paper 7 (PTAB Aug. 29, 2024)
EX. 2006	Order, <i>Panasonic Entertainment & Communication Co., Ltd. v. Optimum Imaging Technologies LLC</i> , No. 3:24-cv-02466, Dkt. 47 (N.D. Cal. Sep. 23, 2024)
EX. 2007	Order Governing Proceedings, <i>Optimum Imaging Technologies LLC v. Panasonic Corp. et al.</i> , No. 4:23-cv-00926, Dkt. 35 (E.D. Tex. Jan. 14, 2025)
EX. 2008	Order modifying Scheduling Order, <i>Optimum Imaging Technologies LLC v. Olympus Corporation, et al.</i> , No. 4:23-cv-00924-ALM, Dkt. 51 (E.D. Tex. Jan. 31, 2025)
EX. 2009	Order granting Joint Motion to Modify Scheduling Order, <i>Optimum Imaging Technologies LLC v. Olympus Corporation, et al.</i> , No. 4:23-cv-00924-ALM, Dkt. 57 (E.D. Tex. Feb. 14, 2025)
EX. 2010	Letter from Texas Secretary of State, <i>Optimum Imaging Technologies LLC v. Fujifilm Corp.</i> , No. 4-23-cv-00922-ALM, Dkt. 14 (E.D. Tex. Feb. 20, 2024)

EX. 2011	Mediator’s Report, <i>Optimum Imaging Technologies LLC v. Olympus Corporation, et al.</i> , No. 4:23-cv-00924-ALM, Dkt. 71 (E.D. Tex. March 10, 2025)
EX. 2012	Printout of Website titled “History of Panasonic Holdings Corporation” accessed at https://holdings.panasonic/global/corporate/phd/history.html on March 7, 2025
EX. 2013	Printout of Website titled “Founding of Olympus” accessed at https://www.olympus-global.com/company/milestones/founding.html on March 7, 2025
EX. 2014	Joint Motion to Stay All Deadlines for Two Weeks, <i>Optimum Imaging Technologies LLC v. Nikon Corporation</i> , No. 4:23-cv-00923-ALM, Dkt. 73 (E.D. Tex. April 1, 2025)
EX. 2015	Joint Notice of Settlement, <i>Optimum Imaging Technologies LLC v. Fujifilm Corporation</i> , No. 4:23-cv-00922-ALM, Dkt. 70 (E.D. Tex. March 19, 2025)
EX. 2016	Joint Notice of Settlement, <i>Optimum Imaging Technologies LLC v. Nikon Corporation</i> , No. 4:23-cv-00923-ALM, Dkt. 79 (E.D. Tex. April 11, 2025)
EX. 2017	Joint Notice of Settlement, <i>Optimum Imaging Technologies LLC v. Olympus Corporation, et al.</i> , No. 4:23-cv-00924-ALM, Dkt. 72 (E.D. Tex. March 10, 2025)
EX. 2018	Joint Notice of Settlement, <i>Optimum Imaging Technologies LLC v. Panasonic Corporation, et al.</i> , No. 4:23-cv-00926-ALM, Dkt. 41 (E.D. Tex. April 11, 2025)
EX. 2019	Settlement Agreement - Olympus (Board Only)
EX. 2020	Settlement Agreement – Fujifilm (Board Only)
EX. 2021	Settlement Agreement – Nikon (Board Only)

EX. 2022	Settlement Agreement – Panasonic (Board Only)
EX. 2023	Collateral Agreement (Board Only)

Patent Owner Optimum Imaging Technologies LLC and Petitioners Olympus Corporation, OM Digital Solutions Corporation, Fujifilm Corporation, Fujifilm North America Corporation, Nikon Corporation, Panasonic Entertainment & Communication Co., Ltd. (collectively, “the Parties”) have settled their disputes. Pursuant to 35 U.S.C. § 317 and 37 C.F.R. § 42.74, the Parties jointly request that the Board treat EXS. 2019-2023 as business confidential information and keep EXS. 2019-2023 separate from the patent files.

EXS. 2019-2023 are concurrently filed as “Board Only.” EXS. 2019-2023 contain highly sensitive business confidential information that would substantially harm the Parties’ business interests if publicly disclosed. There are also terms in the agreements that require confidential treatment and limit public disclosure, including disclosure to the other petitioners in this proceeding. As such, the Parties jointly request that EXS. 2019-2023 be treated as confidential business information and kept separate from the patent files.²

For at least the foregoing reasons, the Parties respectfully request that EXS. 2019-2023 be treated as business confidential information and kept separate from the patent files.

² Petitioners join this request based on representations made by Patent Owner regarding EX. 2023.

Respectfully submitted,

Date: June 3, 2025

By: /s/ Thomas M. Dunham
Thomas M. Dunham
Reg. No. 39,965

ATTORNEY FOR PATENT OWNER

By: /s/ Alexander B. Stein (with permission)
Alexander B. Stein
Reg. No. 71,397

ATTORNEY FOR OLYMPUS

By: /s/ T. Vann Pearce, Jr. (with permission)
T. Vann Pearce, Jr.
Reg. No. 58,945

ATTORNEY FOR FUJIFILM

By: /s/ Marc S. Blackman (with permission)
Marc S. Blackman
Reg. No. 43,501

ATTORNEY FOR NIKON

By: /s/ Joseph M. Casino (with permission)
Joseph M. Casino
Reg. No. 57,224

ATTORNEY FOR PANASONIC

CERTIFICATE OF COMPLIANCE

This paper complies with the type-volume and general format requirements under 37 C.F.R. §§ 42.24(a)(1)(v) and 42.6(a).

Respectfully submitted,

Date: June 3, 2025

By: /s/ Thomas M. Dunham

Thomas M. Dunham

Reg. No. 39,965

Cherian LLP

2001 L Street NW, Suite 650

Washington, D.C. 20036

(202) 838-1567

ATTORNEY FOR PATENT OWNER,
OPTIMUM IMAGING TECHNOLOGIES
LLC

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned hereby certifies that this paper was served on the undersigned date via email, as authorized by Petitioners, at the following email addresses:

OIT-685Patent-IPR@morganlewis.com

mwjohnson@jonesday.com

kbdavis@jonesday.com

msblackman@jonesday.com

jodonnell@jonesday.com

anakamoto@orrick.com

TVPPTABDocket@orrick.com

jasino@wiggins.com

tlandman@wiggins.com

Respectfully submitted,

Date: June 3, 2025

By: /s/ Thomas M. Dunham

Thomas M. Dunham

Reg. No. 39,965

Cherian LLP

2001 L Street NW, Suite 650

Washington, D.C. 20036

(202) 838-1567

ATTORNEY FOR PATENT OWNER,
OPTIMUM IMAGING TECHNOLOGIES
LLC