

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 IPR2024-01246
Patent No. 10,986,585

**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 1021, 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 1021, (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,

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