UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,

Petitioner,

v.

APEX BEAM TECHNOLOGIES LLC,

Patent Owner.

Patent No. 10,951,271
Filing Date: June 27, 2019
Issue Date: March 16, 2021

Inventor: Xiaobo Zhang
Title: METHOD AND DEVICE FOR MULTI-ANTENNA TRANSMISSION IN UE AND BASE STATION

JOINT REQUEST TO TREAT AGREEMENT AS BUSINESS CONFIDENTIAL INFORMATION

Case No. IPR2025-00898

LIST OF EXHIBITS

Exhibit No.	Description
2001	Scheduling Order, Dkt. 40, *Apex Beam Techs. LLC v. Apple Inc.*, Case No. 6:24-cv-00223-ADA (W.D. Tex. June 18, 2025)
2002	Apex Beam Technologies LLC's Infringement Contentions and P.R. 3-1 and 3-2 Disclosures in *Apex Beam Techs. LLC v. Apple Inc.*, Case No. 6:24-cv-00223-ADA (W.D. Tex.), dated May 27, 2025
2003	Complaint, Dkt. 1, *Apex Beam Techs. LLC v. Apple Inc.*, Case No. 6:24-cv-00223-ADA (W.D. Tex. April 29, 2024)
2004	Confidential Settlement Agreement
2005	Confidential Release

Pursuant to 35 U.S.C. § 317(a), 37 C.F.R. § 42.74, and the Board's email of January 21, 2026, Petitioner Apple, Inc. ("Apple" or "Petitioner") and Patent Owner Apex Beam Technologies LLC ("Apex Beam" or "Patent Owner") (collectively, the "Parties") have reached a resolution and jointly move to terminate the above-captioned proceeding. As permitted by statute, Apple and Apex Beam request that the Board treat as business confidential information, the true copy of the executed agreement resolving the parties' disputes and agreeing to terminate this proceeding and the parties' related district court proceeding (Exhibit 2004), and the related release agreement between the parties (Exhibit 2005), as referenced in the parties' Joint Motion to Terminate Proceeding (pursuant to 35 U.S.C. § 317 and 37 C.F.R. § 42.74), filed concurrently herewith.

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 contemparaneously with the Agreement, is timely and in accordance with the foregoing authority. The agreement and release describe the confidential terms resolving the parties' dispute, which constitute confidential information under the Board's rules. *See* 37 C.F.R. § 42.54. The parties hereby certify that, to the best of their knowledge, the documents sought to be protected have not been made publicly available.

Dated: March 13, 2026

Respectfully submitted,

/Vincent J. Rubino, III /
Vincent J. Rubino, III (Reg. No. 68,594)
Fabricant, Rubino & Lambrianakos LLP
411 Theodore Fremd Avenue
Suite 206 South
Rye, New York 10580
Attorney for Patent Owner

/Thomas A. Rozylowicz/
W. Karl Renner (Reg. No. 41,265)
Thomas A. Rozylowicz (Reg. No. 50,620)
FISH & RICHARDSON P.C.
60 South Sixth Street, Suite 3200
Minneapolis, MN 55402
Counsel for Petitioner

CERTIFICATE OF SERVICE

Pursuant to 37 CFR § 42.6(e)(4), the undersigned certifies that on March 13, 2026, a complete and entire copy of this Joint Request to Treat Agreement as Business Confidential Information was served by email, to Petitioner's counsel of record as follows:

Email: IPR50095-0229IP1@fr.com
W. Karl Renner
Yao Wang
Craig A. Deutsch
FISH & RICHARDSON P.C.
60 South Sixth Street, Suite 3200
Minneapolis, MN 55402

Attorneys for Apple Inc.

March 13, 2026 By: /*Vincent J. Rubino, III* /
Vincent J. Rubino, III (Reg. No. 68,594)
Lead Counsel for Patent Owner