

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Sony Corporation
Petitioner

v.

UChicago Argonne, LLC
Patent Owner

Case IPR2015-01521
Patent 6,680,143

**JOINT REQUEST THAT SETTLEMENT AGREEMENT BE TREATED AS
BUSINESS CONFIDENTIAL INFORMATION AND KEPT SEPARATE
UNDER 35 U.S.C. § 317(b) and 37 C.F.R. 42.74**

INTRODUCTION

In an email dated October 29, 2015, the Board authorized the parties to file a joint motion to terminate this proceeding and further authorized the parties to file a joint request that the settlement agreement be treated as business confidential information. If requested, the rules permit the parties to have any filed settlement agreement treated as business confidential information, and kept separate from the files of the involved patent. 37 C.F.R. § 42.74(c). Indeed, the statute requires it:

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.

35 U.S.C. § 317.

In a motion filed concurrently herewith, Petitioner Sony Corporation and Patent Owner UChicago Argonne, LLC jointly request termination of this proceeding. The parties also submit, as part of that joint request, a true copy of the agreement between them (the “Agreement”) as Exhibit 1029.

RELIEF REQUESTED

Because the Agreement contains confidential business information, Sony and Argonne jointly request that the Office treat the Agreement (Exhibit 1029) as

business confidential information, that the Agreement be kept separate from the file of the involved patents, and the Agreement be made available only to Federal Government agencies on written request, or to any person on a showing of good cause.

Respectfully submitted,

Dated: November 4, 2015

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Lionel M. Lavenue, Reg. No. 46,859

Counsel for Petitioner Sony Corporation

By: /Brian E. Ferguson/
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*Counsel for Patent Owner UChicago
Argonne LLC*

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing **Joint Request that Settlement Agreement Be Treated as Business Confidential Information and Kept Separate** was served on November 4, 2015, via FedEx directed to counsel of record for the Patent Owner at the following:

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