

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APOTEX CORP.
Petitioner

v.

ALCON RESEARCH, LTD.
Patent Owner

Case IPR2013-00428
U.S. Patent No. 8,268,299

**JOINT REQUEST THAT SETTLEMENT AGREEMENT (EX. 1020) BE
TREATED AS BUSINESS CONFIDENTIAL INFORMATION AND KEPT
SEPARATE UNDER 35 U.S.C. § 317(b) AND 37 C.F.R. § 42.74(c)**

Case IPR2013-00428
U.S. Patent No. 8,268,299

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), Petitioner Apotex Inc. and Patent Owner Alcon Research, Ltd. jointly request that the settlement agreement filed concurrently as Exhibit 1020, and referenced in the concurrently-filed Joint Motion to Terminate Proceeding Pursuant to 35 U.S.C. § 317, be treated as business confidential information and kept separate from the files of the involved patent and IPR2013-00428, and only made available to Federal Government agencies upon written request or to any other person upon written request and a showing of good cause.

Dated: July 14, 2014

Respectfully submitted,

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1877340.1

CERTIFICATE OF SERVICE (37 C.F.R. §§ 42.6(e))

The undersigned hereby certifies that a copy of the foregoing “Joint Request That Settlement Agreement (Ex. 1020) Be Treated as Business Confidential Information and Kept Separate Under 35 U.S.C. § 317 (b) and 37 C.F.R. § 42.74(c)” was served in its entirety on July 14, 2014, via email upon the following counsel of record for the Patent Owner:

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