

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MERCK SHARP & DOHME CORP.,
Petitioner,

v.

GENENTECH, INC. AND CITY OF HOPE,
Patent Owners.

Case IPR2016-00710
Patent 6,331,415

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

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), Petitioner Merck Sharp & Dohme Corp. and Patent Owners Genentech, Inc. and City of Hope jointly request that the Settlement Agreement between the parties (Ex. 1151) filed concurrently herewith, as referenced in the Joint Motion to Terminate Proceeding as business confidential information, (a) be treated as business confidential information, (b) be kept separate from the file of the involved patent, and (c) be made available only as permitted pursuant to the provisions of 37 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c).

Respectfully submitted,

Dated: May 4, 2017

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I hereby certify that on May 4, 2017, the foregoing document is being served by E-mail by agreement of the parties to the following counsel of record for the Patent Owners:

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