

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SANTA'S BEST AND POLYGROUP LIMITED (MCO),
Petitioner

v.

VARIABLE LIGHTING LLC,
Patent Owner

Case IPR2016-01066
Patent 6,285,140

**JOINT REQUEST TO FILE SETTLEMENT AND PATENT LICENSE
AGREEMENT AS BUSINESS CONFIDENTIAL INFORMATION
PURSUANT TO 35 U.S.C. § 317 AND 37 C.F.R. § 42.74(c)**

Pursuant to 35 U.S.C. § 317 and 37 C.F.R. § 42.74 (c), Patent Owner Variable Lighting, LLC and Petitioner Santa's Best and Polygroup Limited (MCO) jointly request to file the Settlement and Patent License Agreement, submitted concurrently herewith as Exhibit 1012 to the Joint Motion to Terminate the Proceeding, in its entirety, as Business Confidential information.¹ Said agreement shall be kept separate from the file of the involved patent and/or parties, and shall be made available only to Federal Government agencies on written request, or to persons showing good cause pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c).

Respectfully submitted,

/Jason D. Eisenberg/

Jason D. Eisenberg (Reg. No. 43,447)
Lead Counsel for Petitioner

/Padmaja Chinta/

Padmaja Chinta (Reg. No. 54,792)
Lead Counsel for Patent Owner

¹ The Settlement and Patent License Agreement has been filed electronically via E2E for “Board Only” to preserve confidentiality. Filing under the designation “Board Only” was authorized in the Board’s July 29, 2016 email.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **JOINT REQUEST TO FILE SETTLEMENT AND PATENT LICENSE AGREEMENT AS BUSINESS CONFIDENTIAL INFORMATION PURSUANT TO 35 U.S.C. § 317 AND 37 C.F.R. § 42.74(c)** has been served on attorneys for Patent Owner, served via electronic mail on August 17, 2016, to the following addresses provided by Patent Owner:

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Dated: August 17, 2016

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