

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PRIME FOCUS CREATIVE SERVICES CANADA INC.,
Petitioner,

v.

LEGEND3D, INC.
Patent Owner.

U.S. Patent No. 7,907,793

Inter Partes Review No.: IPR2016-01243

JOINT REQUEST TO TREAT AGREEMENT AS BUSINESS
CONFIDENTIAL UNDER 35 U.S.C. § 317 (B) AND 37 C.F.R. § 42.74(C)

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Patent Trial and Appeal Board
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P.O. Box 1450
Alexandria, VA 22313-1450

On June 12, 2018, the Board, by email, authorized the parties to file a Joint Motion to Terminate and Joint Request to File Settlement Agreement as Business Confidential Information, within 15 days.

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), Petitioner and Patent Owner, collectively the “Parties,” hereby jointly request that a true copy of the settlement agreement between the Parties, filed concurrently herewith as Exhibit 1041, be treated as business confidential information and be kept separate from the file of IPR2016-01243. *See also* 35 U.S.C. 317(b). The parties also hereby jointly request that the settlement agreement be treated as business confidential information and be kept separate from the files of the involved patents. *See* 35 U.S.C. 317(b), 37 C.F.R. § 42.74(c).

Exhibit 1041 is being submitted in the PRPS system as “Parties and Board Only.” As the Parties consider the settlement agreement to be business confidential information that would substantially harm their business interests if publicly disclosed, the Parties jointly request that this settlement agreement shall only be available pursuant to the conditions of 35 U.S.C. 317(b) and 37 C.F.R. § 42.74(c)(1)-(2). The parties further jointly request that the Board further order that in the event a person or entity makes a written request, as stated in 35 U.S.C. 317(b) and 37 C.F.R. § 42.74(c)(1)-(2), for access to the settlement agreement, that any such written request be served upon the parties on the day the written request is provided to the Board.

Dated: June 14, 2018

Respectfully submitted,

/Daniel N. Yannuzzi/

Daniel N. Yannuzzi, Reg. No. 36,727
Sheppard Mullin LLP
Attorneys for Petitioner
Legend3D, Inc.

Dated: June 14, 2018

Respectfully submitted,

/Joshua Glucoft/

Joshua Glucoft, Reg. No. 67,696

Irell & Manella LLP

Attorneys for Petitioner

Prime Focus Creative Services Canada
Inc.

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6, the undersigned hereby certifies that on June 14, 2018, a copy of the foregoing **JOINT REQUEST TO TREAT AGREEMENT AS BUSINESS CONFIDENTIAL UNDER 35 U.S.C. § 317 (B) AND 37 C.F.R. § 42.74(C)** was served electronically on the following counsel via the email addresses listed below:

Lead Counsel	Joshua Glucoft (Reg. No. 67,696) Irell & Manella LLP 1800 Avenue of the Stars, Suite 900 Los Angeles, CA 90067-4276 Tel: 310.203.7189 Fax: 310.203.7199 E-mail: JGlucoft@Irell.com PrimeFocusIPR@irell.com
Backup Counsel	Michael Fleming, Esq. (Reg. No. 67,933) Irell & Manella LLP 1800 Avenue of the Stars, Suite 900 Los Angeles, CA 90067-4276 Tel: 310.203.7915 Fax: 310.556.5258 E-mail: MFleming@Irell.com

/Kristina Grauer/
Kristina Grauer
**SHEPPARD MULLIN RICHTER &
HAMPTON LLP**
12275 El Camino Real, Suite 200
San Diego, CA 92130
Tel.: (858) 720-8900
Fax: (858) 509-3691