

Paper No. 50

Filed: August 13, 2020

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD. AND
SAMSUNG ELECTRONICS AMERICA, INC.
PETITIONER,

v.

IMAGE PROCESSING TECHNOLOGIES LLC
PATENT OWNER.

CASE IPR2017-01218

PATENT 8,983,134

BEFORE JONI Y. CHANG, MIRIAM L. QUINN, AND SHEILA F. MCSHANE,
ADMINISTRATIVE PATENT JUDGES.

**JOINT REQUEST TO FILE SETTLEMENT
AGREEMENT AS BUSINESS CONFIDENTIAL
INFORMATION PURSUANT TO 35 U.S.C. § 317(b)**

I. INTRODUCTION

Petitioner Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc., and Patent Owner Image Processing Technologies LLC previously filed a Joint Motion to Terminate which included a copy of a fully executed settlement agreement (Exhibit 1024) between the parties resolving all underlying disputes, including this proceeding. In an email dated August 6, 2020, the Board authorized the parties to file a joint request pursuant to 37 C.F.R. § 42.74(c) to treat the settlement agreement as business confidential information and to file the settlement agreement as “Parties and Board Only.”

II. RELIEF REQUESTED

37 C.F.R. § 42.74(c) permits the parties to have any filed settlement agreement treated as business confidential information and kept separate from the files of the involved patent. This is further authorized by statute:

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(b).

Pursuant to 37 C.F.R. § 42.74(c) and 35 U.S.C. § 317(b), Petitioner and Patent Owner jointly request that the Office treat the settlement agreement (Exhibit 1024) as business confidential information, that the writing be kept separate from the file of the involved patent, and that the writing be made available only to

Federal Government agencies on written request or to other persons only on a showing of good cause.

Respectfully submitted,

Dated: August 13, 2020

By: /s/ Nicholas J. Whilt

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Electronics Co., Ltd. and Samsung
Electronics America, Inc.*

By: /s/ Lauren N. Robinson

Lauren N. Robinson

Reg. No. 74,404

*Counsel for Patent Owner Image
Processing Technologies LLC*

CERTIFICATE OF SERVICE

The undersigned certifies pursuant to 37 C.F.R. §42.6(e) and §42.105 that on August 13, 2020, a true and correct copy of the **Joint Request to File Settlement Agreement as Business Confidential Information Pursuant to 35 U.S.C. § 317(b)** was served via electronic mail upon the following counsel of record for Patent Owner:

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