

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

WATSON LABORATORIES, INC.

Petitioner

v.

UNITED THERAPEUTICS CORP.

Patent Owner

Patent No. 9,358,240

Issue Date: June 7, 2016

Patent No. 9,339,507

Issue Date: May 17, 2016

Title: TREPROSTINIL ADMINISTRATION BY INHALATION

Inter Partes Review No. 2017-01621

Inter Partes Review No. 2017-01622

**JOINT REQUEST TO TREAT SETTLEMENT AGREEMENT (EX. 2212)
AS BUSINESS CONFIDENTIAL INFORMATION
UNDER 35 U.S.C. § 317(B) AND 37 U.S.C. § 42.74(C)¹**

¹ A word-for-word identical document is being filed in IPR2017-01621 and IPR2017-1622.

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), Petitioner Watson Laboratories, Inc. and Patent Owner United Therapeutics Corp. jointly request that the settlement agreement filed concurrently as Exhibit 2212, 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 IPR2017-01621, IPR2017-1622, and the patents involved therein, 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: August 21, 2018

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing Joint Request to Treat Settlement Agreement (Ex. 2212) as Business Confidential Information and accompanying Exhibit 2212 are being served on August 21, 2018, by filing them through the PTAB E2E System as well as delivering copies via email to the following counsel for the Petitioner:

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