

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN TECHNOLOGIES, INC.

Petitioner

v.

NOVEN PHARMACEUTICALS, INC.

Patent Owner.

Case No. IPR2018-00173

U.S. Patent No. 9,724,310

**JOINT REQUEST TO TREAT BINDING TERM SHEET (EX2024) AS
BUSINESS CONFIDENTIAL INFORMATION
UNDER 35 U.S.C. § 317(B) AND 37 U.S.C. § 42.74(C)¹**

¹ Identical documents are being filed in IPR2018-00174 and IPR2018-01119.

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), Petitioner Mylan Technologies, Inc. and Patent Owner Noven Pharmaceuticals, Inc. (collectively, the “Parties”) jointly request that the Binding Term Sheet filed concurrently as Exhibit 2024 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 IPR2018-00173, IPR2018-00174, IPR2018-01119, 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. The Binding Term Sheet reflects all essential terms of a settlement agreement between the Parties.

Respectfully submitted,

Dated: September 5, 2018

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **Joint Request to Treat Binding Term Sheet (EX2024) as Business Confidential Information** is being served on September 5, 2018, by filing it through the PTAB E2E System as well as by email directed to the attorneys of record for the Petitioner at the following addresses:

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