

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SONY CORPORATION and POLYCOM, INC.
Petitioners,

v.

REALTIME ADAPTIVE STREAMING LLC
Patent Owner.

| | |
|--------------------|------------------|
| Case IPR2018-01299 | Patent 9,762,907 |
| Case IPR2018-01413 | Patent 9,769,477 |
| Case IPR2018-01439 | Patent 8,929,442 |

**JOINT REQUEST TO KEEP SEPARATE PURSUANT TO 35 U.S.C.
§ 317(b) AND 37 C.F.R. § 42.74(c)**

Patent Owner Realtime Adaptive Streaming LLC and Petitioner Sony Corporation have reached a settlement. The settlement agreement resolves the disputes in the above-captioned *inter partes* reviews relating to U.S. Patent Nos. 9,762,907; 9,769,477; and 8,929,442 (“Patents-in-Suit”). Realtime and Sony jointly request that the Board treat the settlement agreement as business confidential information and keep it separate from the files of these proceedings and the files of the Patents-in-Suit. Realtime and Sony were authorized to file this Joint Motion by the Board (via email) on November 7, 2018.

I. Statement of Precise Relief Requested

Realtime and Sony jointly request that the Board treat the settlement agreement as business confidential information and keep it separate from the files of these proceedings and the files of the Patents-in-Suit. Realtime and Sony request that the settlement agreement “be made available only to Federal Government agencies on written request, or to any person on a showing of good cause” in accordance with 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74.

II. Reasons Why Relief Is Appropriate

The terms of the settlement agreement require Realtime and Sony to treat the settlement agreement as confidential information and limit their ability to share the settlement agreement or disclose its contents with third parties. Realtime and Sony have filed a copy of the settlement agreement with the Board, as required by 35

U.S.C. § 317(b) and 37 C.F.R. § 42.74. The confidential settlement agreement was filed in the PTAB E2E system to provide availability only to the Board.

Respectfully submitted,

Date: November 7, 2018

/Kent N. Shum/

Kent N. Shum (Reg. No. 61,117)
Russ August & Kabat
12424 Wilshire Blvd., 12th Fl.
Los Angeles, CA 90025
Phone: (310) 826-7474
kshum@raklaw.com

*Counsel for Patent Owner Realtime
Adaptive Streaming LLC*

/Eric A. Buresh/

Eric A. Buresh (Reg. No. 50,394)
Erise IP, P.A.
7015 College Blvd., Suite 700
Overland Park, KS 66211
Phone: (913) 777-5600
Eric.buresh@eriseip.com

*Counsel for Petitioner Sony
Corporation*

CERTIFICATE OF SERVICE (37 C.F.R. § 42.6(e)(1))

The undersigned hereby certifies that the above document was served on November 7, 2018, by filing this document through the Patent Trial and Appeal Board End to End system as well as delivering a copy via electronic mail upon the following attorneys of record for the Petitioners:

Eric A. Buresh, eric.buresh@eriseip.com
Abran J. Kean, abran.kean@eriseip.com
Jennifer C. Bailey, jennifer.bailey@eriseip.com
Chris R. Schmidt, chris.schmidt@eriseip.com
ptab@eriseip.com

Date: November 7, 2018

/Kent N. Shum/

Kent N. Shum (Reg. No. 61,117)
Russ August & Kabat
12424 Wilshire Blvd., 12th Fl.
Los Angeles, CA 90025
Phone: (310) 826-7474
Fax: (310) 826-6991

*Counsel for Patent Owner Realtime
Adaptive Streaming LLC*