

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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TRILLER, INC.,  
Petitioner,

v.

TIKTOK PTE. LTD.,  
Patent Owner.

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Case IPR2022-00180  
Patent 9,992,322 B2

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**JOINT REQUEST TO FILE SETTLEMENT AGREEMENT AS  
CONFIDENTIAL BUSINESS INFORMATION PURSUANT TO  
35 U.S.C. § 317(b) AND 37 C.F.R. § 42.74(c)**

Pursuant to 37 C.F.R. 42.71(a), Petitioner Triller, Inc. (“Triller” or “Petitioner”) and Patent Owner TikTok Pte. Ltd. (“TikTok” or “Patent Owner”) jointly requested termination of the petition for *inter partes* review of U.S. Patent No. 9,992,322 (the “’322 Patent”) in IPR2022-00180 and now also request that the settlement agreement be treated as business confidential information pursuant to 35 U.S.C. § 317(b). The Board authorized the parties to file this Joint Request on September 28, 2022, via email.

On September 21, 2022 Petitioner and Patent Owner settled their dispute with respect to the ’322 Patent, which is subject to the above-captioned *inter partes* review proceeding. The settlement agreement between the parties fully resolves all disputes relating to the ’322 Patent before the district court and the PTAB. *See* Exhibit 2007. Pursuant to 37 C.F.R. § 42.74(b), any agreement or understanding between the parties made in connection with, or in contemplation of, the termination of a proceeding shall be in writing and a true copy shall be filed with the Board before the termination of the trial. Accordingly, the parties have filed the settlement agreement herewith as Exhibit 2007.

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), the parties hereby jointly request that Exhibit 2007 is treated as confidential business information, kept separate from the files of the involved patent, and made available only to Federal

Government agencies on written request, or to any person on a showing of good cause.

The terms require the parties to treat the settlement agreement as confidential information and limit the parties' ability to share the settlement agreement or disclose its contents with third parties. *See* Exhibit 2007 at 6. Moreover, the settlement agreement does not contain any information material to patentability. As such, the parties respectfully request that the Board treat Exhibit 2007 as confidential business information pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c).

Dated: September 28, 2022

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on September 29, 2022, a copy of the foregoing Joint Request to File Settlement Agreement as Confidential Business Information Pursuant To 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c) was served via electronic mail, on the following counsel of record for Petitioner:

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