

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DealerSocket, Inc.,
Petitioner,

v.

AutoAlert, LLC,
Patent Owner.

Case CBM2014-00139
Patent 8,396,791 B2

Before JAMESON LEE, JONI Y. CHANG, and
MICHAEL R. ZECHER, *Administrative Patent Judges*

**PETITIONER'S AND PATENT OWNER'S *CORRECTED* JOINT MOTION
TO FILE SETTLEMENT AGREEMENT AS BUSINESS
CONFIDENTIAL INFORMATION PURSUANT TO 35 U.S.C. § 317(b)
AND 37 C.F.R. § 42.74(c)**

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. 42.74(c), petitioner DealerSocket, Inc. and patent owner AutoAlert, LLC (collectively, the “Parties”) jointly request the above-entitled Board to file the “Confidential Settlement Agreement” (“Settlement Agreement”) between the Parties and the exhibits thereto, separately submitted as Exhibit 3001 in connection with the concurrently-filed Joint Motion to Terminate Proceeding, as business confidential information, which shall be kept separate from the file of the above-captioned proceeding (CBM2014-00139) and separate from the file of the subject patent (U.S. Patent No. 8,396,791 B2). The terms of the Settlement Agreement provide that the Parties are to treat the Settlement Agreement and its exhibits as confidential information, and provisions expressly limit the Parties’ ability to share the terms and conditions of the Settlement Agreement and certain of its exhibits with unaffiliated third parties.

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

CBM2014-00139
Patent 8,396,791
DealerSocket v. AutoAlert

This Motion is filed with the Board's authorization pursuant to an Order dated
May 18, 2015 (Paper 34).

Respectfully submitted,

/s/ Richard C. Gilmore
Richard C. Gilmore, Reg. No. 37,335
MASCHOFF BRENNAN LAYCOCK
GILMORE ISRAESEN & WRIGHT PLLC
Attorneys for Petitioner DealerSocket, Inc.

Customer No. 97149
Telephone: (435) 252-1360
Facsimile: (435) 252-1361
Attorney Docket No.: D1164.10001US01

Dated: May 22, 2015

/s/ Craig S. Summers
Craig S. Summers, Reg. No. 31,430
Brenton R. Babcock, Reg. No. 39,592
David G. Jankowski, Reg. No. 43,691
KNOBBE, MARTENS, OLSON & BEAR, LLP
Attorneys for Patent Owner AutoAlert, LLC

Email: BoxAutoAlert@knobbe.com

Dated: May 22, 2015

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of **PETITIONER'S AND PATENT OWNER'S *CORRECTED* JOINT MOTION TO FILE SETTLEMENT AGREEMENT AS BUSINESS CONFIDENTIAL INFORMATION PURSUANT TO 35 U.S.C. § 317(b) AND 37 C.F.R. § 42.74(c)** is being served on May 22, 2015, via email pursuant to 37 C.F.R. § 42.6(e) per agreement of the parties, to counsel for DealerSocket, Inc., at the addresses below:

Richard C. Gilmore
L. Rex Sears
MASCHOFF BRENNAN LAYCOCK
GILMORE IRAELSEN & WRIGHT PLLC
201 South Main Street, Suite 600
Salt Lake City, Utah 84111
Tel: (435)252-1360
Fax: (435)252-1361
rgilmore@mabr.com
rsears@mabr.com

Mark W. Ford
MASCHOFF BRENNAN LAYCOCK
GILMORE IRAELSEN & WRIGHT PLLC
1389 Center Drive, Suite 300
Park City, UT 84098
Tel: (435)252-1360
Fax: (435)252-1361
mford@mabr.com

Dated: May 22, 2015

/David G. Jankowski/
Craig S. Summers, Reg. No. 31, 430
Brenton R. Babcock, Reg. No. 39,592
David G. Jankowski, Reg. No. 43,691
Daniel C. Fullerton, Reg. No. 69,773

Attorney for Patent Owner
AutoAlert, LLC