

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GENEDX, INC.

Petitioners

v.

UNIVERSITY OF UTAH RESEARCH FOUNDATION, ET AL.

Patent Owner

CASE IPR2014-01316

Patent 5,753,441

**JOINT REQUEST THAT SETTLEMENT AGREEMENT (EX. 1036) BE
TREATED AS BUSINESS CONFIDENTIAL INFORMATION AND KEPT
SEPARATE UNDER 35 U.S.C. § 317(b) AND 37 C.F.R. § 42.74(c).**

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P.O. Box 1450

Alexandria, VA 22313-1450

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), Petitioner GeneDx Inc. and Patent Owner University of Utah Research Foundation jointly request that the settlement agreement filed concurrently as Exhibit 1036, 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 the involved patent and IPR2014-01316, and only be made available to Federal Government agencies upon written request or to any other person upon written request and a showing of good cause.

Respectfully submitted,

Date: February 17, 2015

/Eldora L. Ellison/

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CERTIFICATION OF SERVICE (37 C.F.R. §§ 42.6(e), 42.105(a))

The undersigned hereby certifies that the above-captioned " Joint Request That Settlement Agreement (Ex. 1036) Be Treated As Business Confidential Information And Kept Separate Under 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c)" was served in its entirety on February 17, 2015, upon the following counsel of record for the Patent Owner via electronic mail:

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