

Paper No. 9
Filed: March 3, 2015

IPR2015-00280
U.S. Patent No. 6,823,269

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ZETEC, INC.

Petitioner

v.

WESTINGHOUSE ELECTRIC COMPANY LLC

Patent Owner

Case IPR2015-00280

Patent 6,823,269

**JOINT REQUEST TO TREAT SETTLEMENT
AGREEMENT AS BUSINESS CONFIDENTIAL UNDER
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(b), and the Order of the Board dated February 27, 2015, Petitioner Zetec, Inc, and Patent Owner Westinghouse Electric Company LLC, jointly request that the true and correct copy of the confidential settlement agreement in *Westinghouse Electric Company LLC v. Zetec, Inc.* 2:13-cv-01124 (W.D. Pa.) (submitted herewith as Exhibit 1114) be treated as “business confidential information” per 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c) and be kept separate from the file of U.S. Patent No. 6,823,269. The Parties further request that the Board not make Exhibit 1114 available to any third party except as provided for in 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c).

Respectfully submitted,

/s/ Nicholas M. Tinari, Jr.
Nicholas M. Tinari, Jr.
Registration no. 58,200
CAESAR, RIVISE, BERNSTEIN,
COHEN & POKOTILOV, LTD.
12 Floor –Seven Penn Center
1635 Market Street
Philadelphia, PA 19103-2212
Tel.: 215-567-2010 x195
Fax: 215-751-1142
nmtinari@crbcp.com
Counsel for Zetec, Inc.

/s/ Alan G. Towner
Alan G. Towner
Registration No. 32,949
PIETRAGALLO GORDON
ALFANO BOSICK & RASPANTI,
LLP
38th Floor, One Oxford Centre
Pittsburgh, PA 15219
Tel.: 412-263-4340
Fax. 412-261-0915
agt@pietragallo.com
Counsel for Westinghouse Electric
Company LLC

Dated: March 3, 2015

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Joint Request to Treat Settlement Agreement as Business Confidential Under 35 U.S.C. 317(b) and 37 C.F.R. 42(c) was served by electronic mail upon the following:

Alan G Towner, Esq.
Douglas M. Hall, Esq.
Pietragallo Gordon Alfano Bosick & Raspanti, LLP
One Oxford Centre – 38th Floor
301 Grant Street
Pittsburgh, PA 15219

Counsel for Westinghouse Electric Company LLC.

Dated: March 3, 2015

Respectfully Submitted,

/s/ Nicholas M. Tinari, Jr.
Nicholas M. Tinari, Jr.
Counsel for Zetec, Inc.