UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

R.J. REYNOLDS VAPOR COMPANY, Petitioner,

v.

FONTEM HOLDINGS 1 B.V., Patent Owner.

> Case IPR2018-00634 Patent No. 9,456,632

JOINT REQUEST TO FILE SETTLEMENT AGREEMENT AS BUSINESS CONFIDENTIAL INFORMATION PURSUANT TO 35 U.S.C. § 317

IPR2018-00634 U.S. Patent No. 9,456,632

Pursuant to 35 U.S.C. § 317(b), 37 C.F.R. § 42.74(c), and an email received from the Board on October 3, 2018, Patent Owner Fontem Holdings 1 B.V. ("Patent Owner") and Petitioner R.J. Reynolds Vapor Company ("Reynolds") jointly request to file the settlement agreement, as referenced in the Joint Motion to Terminate Pursuant to 35 U.S.C. § 317, as business confidential information, which shall be kept separate from the file of the involved patents.

Respectfully submitted,

By: <u>/Michael J. Wise/</u> Michael J. Wise Reg. No. 34,047 **PERKINS COIE LLP** 1888 Century Park East, Suite 1700 Los Angeles, CA 90067 Phone: 310-788-3210 Facsimile: 310-788-3399 MWise@PerkinsCoie.com

Lead Counsel for Patent Owner

October 4, 2018

By: <u>/Ralph J. Gabric/</u> Ralph J. Gabric Reg. No. 34,167 **BRINKS GILSON & LIONE** Suite 3600 NBC Tower 455 Cityfront Plaza Drive Chicago, IL 60611-5599 Phone: 312-321-4200 Facsimile: 312-321-4299 rgabric@brinksgilson.com

Lead Counsel for Petitioner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the following document has been served in its entirety by filing the JOINT REQUEST TO FILE SETTLE-MENT AGREEMENT AS BUSINESS CONFIDENTIAL INFORMATION PUR-SUANT TO 35 U.S.C. § 317 through the Patent Review Processing System, as well as by causing the aforementioned document to be electronically mailed, pursuant to the parties' agreement, to the following attorneys of record for the Petitioners listed below:

Ralph J. Gabric, Lead Counsel Robert Mallin, Back-up Counsel Yuezhong Feng, Back-up Counsel Brinks Gilson & Lione Suite 3600 NBC Tower 455 Cityfront Plaza Drive Chicago, IL 60611-5599 rgabric@brinksgilson.com rmallin@brinksgilson.com

Dated: October 4, 2018

<u>/Amy Candeloro/</u> Paralegal

PERKINS COIE LLP