

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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VOLKSWAGEN GROUP OF AMERICA, INC.,  
Petitioner

v.

MICHIGAN MOTOR TECHNOLOGIES LLC,  
Patent Owner

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Case IPR2020-00446  
U.S. Patent No. 6,763,804

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**JOINT REQUEST TO FILE AGREEMENT  
AS BUSINESS CONFIDENTIAL INFORMATION PURSUANT TO 35  
U.S.C. § 317(b)**

***Mail Stop “PATENT BOARD”***

Patent Trial and Appeal Board  
United States Patent and Trademark Office  
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

Volkswagen Group of America, Inc. (“VWGoA” or “Petitioner”) and Patent Owner Michigan Motor Technologies LLC (“MMT” or “Patent Owner”) hereby jointly request that a true copy of their agreement, filed concurrently herewith as Exhibit 1100 be treated as business confidential information and be kept separate from the file of this *inter partes* review (IPR) proceeding. Concurrently with the filing of this Request, Petitioner and Patent Owner are filing a Joint Motion to Terminate this *inter partes* review due to the agreement between the parties.

The parties consider the agreement to contain highly sensitive business confidential information that would substantially harm their business interests if publicly disclosed. As such, the parties hereby jointly request that the agreement be kept as a separate paper to be made available only under the provisions of 35 U.S.C § 317(b) and 37 C.F.R. § 42.74(c). The agreement has been filed for access by the “Parties and Board Only.” The parties further jointly request that the Board order that in the event a person or entity makes a written request, as stated in 37 C.F.R. § 42.74(c)(1)-(2), for access to the agreement, that any such written request be served upon the parties on the day the written request is provided to the Board.

Respectfully submitted,

/Jason A. Fitzsimmons/

Jason A. Fitzsimmons (Reg. No. 65,367)  
STERNE, KESSLER, GOLDSTEIN & FOX, P.L.L.C.  
Attorney for Petitioner

Date: March 19, 2021

1100 New York Avenue, N.W.  
Washington, D.C. 20005  
(202) 371-2600

Respectfully submitted,

/Timothy Devlin/

Timothy Devlin (Reg. 41,706)  
DEVLIN LAW FIRM LLC  
Attorney for Patent Owner

Date: March 18, 2021

1526 Gilpin Ave.  
Wilmington, DE 19806  
(302) 449-9010

**CERTIFICATE OF SERVICE (37 C.F.R. § 42.6(e))**

The undersigned hereby certifies that true and correct copies of the foregoing **JOINT REQUEST TO FILE AGREEMENT AS BUSINESS CONFIDENTIAL INFORMATION UNDER 35 U.S.C. § 317(b)** was served electronically via e-mail on March 19, 2021, on the following counsel for Patent Owner:

Timothy Devlin (Lead Counsel)  
Robyn T. Williams (Backup Counsel)  
DEVLIN LAW FIRM LLC  
[TD-PTAB@devlinlawfirm.com](mailto:TD-PTAB@devlinlawfirm.com)  
[tdevlin@devlinlawfirm.com](mailto:tdevlin@devlinlawfirm.com)  
[rwilliams@devlinlawfirm.com](mailto:rwilliams@devlinlawfirm.com)  
[mmcclain@devlinlawfirm.com](mailto:mmcclain@devlinlawfirm.com)  
[fxu@devlinlawfirm.com](mailto:fxu@devlinlawfirm.com)

Respectfully submitted,

/Jason A. Fitzsimmons/

Jason A. Fitzsimmons (Reg. No. 65,367)  
STERNE, KESSLER, GOLDSTEIN & FOX, P.L.L.C.  
Attorney for Petitioner

Date: March 19, 2021

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