

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NETNUT LTD.,

Petitioner

v.

BRIGHT DATA LTD.,

Patent Owner

Case IPR2021-00465

Patent No. 9,742,866

**JOINT REQUEST TO FILE SETTLEMENT AGREEMENT AS BUSINESS
CONFIDENTIAL INFORMATION AND BE KEPT SEPARATE FROM
THE PATENT FILES UNDER 35 U.S.C. § 317 AND 37 C.F.R. § 42.74¹**

Mail Stop PATENT BOARD
Patent Trial and Appeal Board
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

¹ This Joint Request was authorized by the Board in an e-mail dated May 24, 2022.

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), Petitioner NetNut Ltd. and Patent Owner Bright Data Ltd. (together, the “Parties”) jointly request that Exhibit 2031, a true copy of the written Settlement Agreement between the Parties, which is referenced in the concurrently filed Joint Motion to Terminate due to Settlement, be treated as business confidential information and be kept separate from the patent files. Exhibit 2031 has been filed for access by the “Parties and Board Only.”

The Parties consider the Settlement Agreement to contain highly sensitive business confidential information that would substantially harm their business interests if publicly disclosed. The terms of the Settlement Agreement require the Parties to treat the Settlement Agreement as confidential information and limit the Parties’ ability to share the Settlement Agreement or disclose its contents with third parties. Moreover, the Settlement Agreement does not contain any information material to patentability.

As such, the Parties respectfully request that the Settlement Agreement be treated as confidential business information and kept separate from the patent files pursuant to 35 U.S.C § 317(b) and 37 C.F.R. § 42.74(c).

Respectfully submitted on May 24, 2022,

By: /s/ Thomas M. Dunham

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ATTORNEY FOR PETITIONER,
NETNUT LTD.

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned hereby certifies JOINT REQUEST TO FILE SETTLEMENT AGREEMENT AS BUSINESS CONFIDENTIAL INFORMATION AND BE KEPT SEPARATE FROM THE PATENT FILES UNDER 35 U.S.C. § 317 AND 37 C.F.R. § 42.74 was served on the undersigned date via email, as authorized by Petitioner, at the following email addresses:

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Respectfully submitted,

Date: May 24, 2022

By: /s/ Thomas M. Dunham

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