

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NJOY, INC., CB DISTRIBUTORS, INC.,
DR DISTRIBUTORS, LLC, FIN BRANDING GROUP, LLC,
ELECTRONIC CIGARETTES INTERNATIONAL GROUP, LTD., f/k/a VIC-
TORY ELECTRONIC CIGARETTES CORPORATION, and, LOGIC TECH-
NOLOGY DEVELOPMENT, LLC,
Petitioners,

v.

FONTEM HOLDINGS 1 B.V.,
Patent Owner.

Case IPR2015-01299
Patent 8,910,641 B2

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

IPR2015-01299

U.S. Patent No. 8,910,641

Pursuant to 35 U.S.C. § 317(b), 37 C.F.R. § 42.74(c), and an email received from the Board on December 2, 2015, Patent Owner Fontem Holdings 1 B.V. (“Patent Owner”) and Petitioners CB Distributors, Inc. and DR Distributors, Inc. (together, “CB/DR”) jointly request to file the settlement agreement including the license agreement between Patent Owner and Petitioner CB/DR, as referenced in the Joint Motion to Terminate Petitioner CB/DR Pursuant to 35 U.S.C. § 317, as business confidential information, which shall be kept separate from the file of the involved patents. Patent Owner and Petitioner CB/DR request that the settlement and license agreement be accessible to the “Board Only” because Petitioners NJOY, Inc. (“NJOY”), FIN Branding Group, LLC, Electronic Cigarettes International Group, LTD., f/k/a Victory Electronic Cigarettes Corporation (together, “FIN/ECIG”), and Logic Technology Development, LLC (“Logic”) should not have access to the settlement and license agreement.

Respectfully submitted,

December 3, 2015

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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 SETTLEMENT AGREEMENT AS BUSINESS CONFIDENTIAL INFORMATION PURSUANT 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:

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Dated: December 3, 2015

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