

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

IRADION LASER, INC.,

Petitioner,

v.

NOVANTA CORP.,

Patent Owner.

Case IPR2017-00244
Patent 6,198,759

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

Pursuant to 35 U.S.C. § 317(b), 37 C.F.R. § 42.74(c), and in full compliance with the Board’s authorization of March 28, 2017 (*see* Exhibit 1007), Petitioner Iradion Laser, Inc. (“Iradion”) and Patent Owner Novanta Corp. (“Novanta”) (collectively, the “Parties”) jointly request that the Parties’ confidential Settlement Agreement (Exhibit 1008) referenced in the concurrently-filed Joint Motion to Terminate Proceedings be treated as business confidential information. The Parties further jointly request that the confidential Settlement Agreement be kept separate from the file of the patent involved in this proceeding—U.S. Patent No. 6,198,759—and be made available only to Federal Government agencies on written request or to persons showing good cause. *See* 35 U.S.C. § 317(b); 37 C.F.R. § 42.74(c).

A true copy of the Settlement Agreement entered into between the Parties on March 15, 2017, has been submitted as Exhibit 1008 with the Parties’ Joint Motion to Terminate. That Settlement Agreement contains business confidential information of both Parties, including highly confidential details of Iradion’s product designs and an unpublished patent application of Iradion. Additionally, the Parties have both agreed to not disclose the terms of the Settlement Agreement. *See* Exhibit 1008 at § 14.1.

IPR2017-00244 (Pat. 6,198,759)

Joint Request to Treat Settlement Agreement as Business Confidential Information

Date: March 30, 2017

Respectfully submitted,

/Joshua P. Larsen/

Joshua P. Larsen

Reg. No. 62,761

Counsel for Petitioner

/Tammy J. Dunn/

Tammy J. Dunn

Reg. No. 69,167

Counsel for Patent Owner

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e) , the undersigned certifies that, on March 30, 2017, I caused a true and correct copy of the foregoing JOINT REQUEST TO TREAT SETTLEMENT AGREEMENT AS BUSINESS CONFIDENTIAL INFORMATION to be served via electronic mail on counsel for Patent Owner at the following addresses:

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