

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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BOYDSTUN EQUIPMENT MANUFACTURING, LLC

Petitioner

v.

COTTRELL, INC.

Patent Owner

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CASE IPR2017-00962

Patent No. 7,585,140

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**JOINT MOTION BY BOYDSTUN EQUIPMENT MANUFACTURING, LLC  
AND COTTRELL, INC. TO**

**TREAT THE SETTLEMENT AGREEMENT AS BUSINESS  
CONFIDENTIAL INFORMATION UNDER 35 U.S.C. § 317(b)**

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), Petitioner Boydston Equipment Manufacturing, LLC (“Boydston”) and Patent Owner Cottrell, Inc. (“Cottrell”) jointly request that the written settlement agreement being filed concurrently herewith as Confidential Exhibit EX2008<sup>1</sup> be treated as Business Confidential Information, which shall be kept separate from the file of the subject patent and be made available only as authorized by § 317(b). There is good cause to treat the settlement as Business Confidential Information because it contains competitively sensitive business information including the terms of settlement, the disclosure of which would harm the businesses of Boydston and Cottrell. That is why the Agreement includes a strict confidentiality requirement in paragraph 7.

March 13, 2018

Boydston Equipment Manufacturing,  
LLC, by its Attorneys,

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<sup>1</sup> Exhibit 2008 is an executed copy of the agreement that was filed as Exhibit 2007, which is subject to a separate motion to seal (paper 19). The Parties request that both exhibits be treated as Business Confidential Information.

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing document and Exhibit 2008 were served in their entirety this 13th day of March, 2018 by electronic mail on the Petitioner via its attorneys of record:

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Dated: March 13, 2018

Respectfully submitted,

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