

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

XILINX, INC., ADVANCED MICRO DEVICES, INC., and ATI
TECHNOLOGIES ULC,
Petitioner,

v.

SENTIENT SENSORS LLC,
Patent Owner.

IPR2023-00195
Patent 6,938,177 B1

Before JON M. JURGOVAN, CHRISTA P. ZADO, and
KEVIN C. TROCK, *Administrative Patent Judges*.

ZADO, *Administrative Patent Judge*.

ORDER
Conduct of the Proceeding
37 C.F.R. § 42.5(a)

I. DISCUSSION

Concurrent with the filing of its Preliminary Patent Owner Response, on June 23, 2023, Sentient Sensors LLC (“Patent Owner”) filed three exhibits as available only to “Parties and Board.” *See* Exs. 2001, 2016, 2017 (collectively, “Exhibits”). Patent Owner, however, did not accompany the filing of the Exhibits with a motion to seal, as required by 37 C.F.R. § 42.14 (2023).

On August 2, 2023, we ordered Patent Owner to file a motion to seal Exhibits 2001, 2016, and 2017 and a proposed protective order. Paper 7 (“Motion to Seal Order”). In that order, we also authorized Petitioner to file an opposition. *Id.*

On August 16, 2023, the parties e-mailed the Board to indicate that the Exhibits may be made publicly available. Ex. 3002. In the email Patent Owner requests: 1) authorization to file a corrected Preliminary Patent Owner Response designating the Exhibits public; 2) the Board vacate the Motion to Seal Order; and 3) withdrawal of Patent Owner’s Motion to Seal (Paper 8) that was filed in response to the Motion to Seal Order. Ex. 3002. Xilinx, Inc., Advanced Micro Devices, Inc., and ATI Technologies ULC (“Petitioner”) does not oppose these requests. *Id.*

In view of Patent Owner’s representation that the Exhibits are public, on August 16, 2023, we informed the parties by e-mail that the Motion to Seal Order is vacated and that an order would issue in due course. We hereby vacate as moot the Motion to Seal Order and authorize Patent Owner to withdraw its Motion to Seal. Moreover, Patent Owner is directed to send an e-mail to the Board at Trials@USPTO.GOV requesting that the Exhibits be made available to the public.

Patent Owner is not authorized to file a corrected Preliminary Patent Owner Response, as this Order serves as sufficient record that the Exhibits are not confidential.

II. ORDER

Accordingly, it is

ORDERED that the Motion to Seal Order (Paper 7) is vacated;

FURTHER ORDERED that Patent Owner is authorized to withdraw Patent Owner's Motion to Seal and for a Protective Order (Paper 8); and

FURTHER ORDERED that Patent Owner send an e-mail to Trials@USPTO.GOV requesting Exhibits 2001, 2016, and 2017 be made available to the public.

For PETITIONER:

David Hoffman
hoffman@fr.com

Kenneth Darby
kdarby@fr.com

Craig Deutsch
deutsch@fr.com

For PATENT OWNER:

Michael Shanahan
mshanahan@egsllp.co