

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

VIKING DRILL & TOOL, INC.
Petitioner,

v.

HONGJIA WANG
Patent Owner.

Case IPR2023-00473
U.S. Patent No. 11,007,583

**PETITIONER'S UNOPPOSED MOTION TO FILE UNDER SEAL
PURSUANT TO 37 C.F.R. §§ 42.14 AND 42.54**

Pursuant to 37 C.F.R. §§ 42.14 and 42.54, Petitioner respectfully submits this Petitioner’s Unopposed Motion to File Under Seal, requesting that the following document remains under seal: Petitioner’s unredacted demonstrative exhibits. The under-seal version of this document is being filed concurrently with this motion.

Petitioner has conferred with Patent Owner, and Patent Owner does not oppose this motion to seal.

Patent Owner and Petitioner agreed to and Petitioner submitted a stipulated Protective Order, Ex. 1028. The Board entered this Protective Order on November 1, 2023. Paper 27.

I. Good Cause

For good cause, the Board may “issue an order to protect a party or person from disclosing confidential information.” 37 C.F.R. § 42.54. The rules “identify confidential information in a manner consistent with Federal Rule of Civil Procedure 26(c)(1)(G), which provides for protective orders for trade secret or other confidential research, development, or commercial information.” Patent Trial and Appeal Board Consolidated Trial Practice Guide (“TPG”), at 19 (Nov. 2019 ed.).

The document subject to this motion meets this standard, and for the reasons explained herein there is good cause for why it should remain under seal.

A. Petitioner's Unredacted Demonstrative Exhibits

Petitioner has filed this document under seal. Unredacted slides 79-80 and 85-88 of Petitioner's demonstrative exhibits contain information that has been designated as PROTECTIVE ORDER MATERIAL – ATTORNEY'S EYES ONLY under the protective order in this proceeding. Unredacted slides 79-80 and 85-88 of Petitioner's demonstrative exhibits contain Viking's confidential business and sales information. There is good cause to keep these unredacted slides under seal.

II. Certification of Conference

Pursuant to 37 C.F.R. § 42.54(a), Petitioner certifies that it has in good faith conferred with Patent Owner's counsel. Patent Owner's counsel does not oppose this motion to seal.

III. Conclusion

Petitioner respectfully requests that the Board grant this Unopposed Motion to File Under Seal and keep the following document under seal: Petitioner's unredacted demonstrative exhibits.

Respectfully submitted,

Date: April 4, 2024

/Mitchell R. Williams/

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CERTIFICATE OF SERVICE

I certify that on April 4, 2024, I caused a true and correct copy of the foregoing **Petitioner's Motion to Seal** to be served via electronic mail on the following:

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