

**From:** [Trials](#)  
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**Subject:** IPR2023-00744  
**Date:** Tuesday, July 16, 2024 10:36:03 AM

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Counsel,

When going through the record in IPR2023-00744 in preparation for the hearing scheduled this Thursday, July 18<sup>th</sup>, the panel noticed that Petitioner filed Exhibit 1032 labeled “Fintiv’s Second Amended Complaint” as “Parties and Board” only. The content of Exhibit 1032 is discussed in Petitioner’s Reply (Paper 16), but Petitioner’s Reply was filed as “Public” and, therefore, has been available publicly since it was filed by Petitioner back on April 4, 2024. Going forward, the panel believes the parties have the following two options: (1) file a Motion to Seal with a proposed protective order that seeks authorization to seal both Petitioner’s Reply and Exhibit 1032, at which point the Board will change the availability of Petitioner’s Reply from “Public” to “Parties and Board” only; or (2) file a redacted version of Exhibit 1032 as “Public” that redacts only the information that the parties believe qualifies as confidential information and request to expunge the version of Exhibit 1032 that was filed back on April 4, 2024. After the parties meet and confer, the parties should notify the Board how they would like to proceed. The parties should notify the Board prior to the hearing scheduled on Thursday so, if necessary, the Board can close the hearing to the public if the parties plan to discuss any confidential information.

Regards,

Esther Goldschlager  
Supervisory Paralegal Specialist  
Patent Trial & Appeal Board  
U.S. Patent & Trademark Office