

From: [Trials](#)
To: [DeRoo, Pier](#); [Trials](#)
Cc: [EXT- DGrossman@wc.com](#); [EXT- DGrossman@wc.com](#); [smckeown-ptab@wolfgreenfield.com](#); [jroses-ptab@wolfgreenfield.com](#); [Flibbert, Michael](#); [Yang, Yieyie](#)
Subject: RE: IPR2023-01036, -01037, -01038: Treatment of Confidential Information Pending Appeal
Date: Thursday, January 23, 2025 11:32:07 AM

Counsel,

The panel has considered Patent Owner's request and tentatively plans to allow it. We assume Petitioner does not oppose Patent Owner's request. If that assumption is incorrect, Petitioner must notify the panel immediately. The panel will otherwise issue an order in due course.

Best regards,
Eric W. Hawthorne
Supervisory Paralegal Specialist
Patent Trial and Appeal Board

From: DeRoo, Pier <Pier.DeRoo@finnegan.com>
Sent: Tuesday, January 21, 2025 4:18 PM
To: Trials <Trials@USPTO.GOV>
Cc: EXT- DGrossman@wc.com <DGrossman@wc.com>; EXT- DGrossman@wc.com <DGrossman@wc.com>; smckeown-ptab@wolfgreenfield.com; jroses-ptab@wolfgreenfield.com; Flibbert, Michael <michael.flibbert@finnegan.com>; Yang, Yieyie <Yieyie.Yang@finnegan.com>
Subject: RE: IPR2023-01036, -01037, -01038: Treatment of Confidential Information Pending Appeal

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Dear Board,

The record in IPR2023-01036, IPR2023-01037, and IPR2023-01038 contains Patent Owner's confidential information, which has been sealed under the Protective Order in these proceedings.

Patent Owner plans to appeal the Final Written Decisions in these proceedings. Because Federal Circuit Rule 17(a) states that "[t]he agency must retain the record" and requires that the Board maintain (rather than expunge) the record pending appeal, Patent Owner respectfully requests (i) that the current sealed record be maintained and (ii) authorization to file its motion to expunge confidential information in these proceedings (currently due January 31, 2025) at a later time: 45 days following the completion of all appeals and/or opportunities to appeal.

Patent Owner respectfully seeks the Board's guidance if any further steps are necessary for maintaining confidentiality of the sealed information. Thank you.

IPR2023-01036, -01037, -01038
Ex. 3006

Sincerely,
Pier DeRoo
Reg. No. 69,340
Counsel for Patent Owner

Pier DeRoo | [Bio](#)
Partner

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From: DeRoo, Pier
Sent: Thursday, January 2, 2025 1:58 PM
To: 'Trials@USPTO.GOV' <Trials@USPTO.GOV>
Cc: EXT- DGrossman@wc.com <DGrossman@wc.com>; EXT- DGrossman@wc.com <DGrossman@wc.com>; smckeown-ptab@wolfgreenfield.com; jroses-ptab@wolfgreenfield.com; Flibbert, Michael <michael.flibbert@finnegan.com>; Yang, Yieyie <Yieyie.Yang@finnegan.com>
Subject: IPR2023-01036, -01037, -01038: Proposed Redacted FWDs

Dear Honorable Board,

Patent Owner thanks the Board for the opportunity to review each Final Written Decision (“FWD”) for confidential information previously sealed under the Protective Order in the above-captioned proceedings.

Pursuant to the Board’s Final Written Decisions in the above-captioned proceedings (IPR2023-01036, Paper 44, at 81; IPR2023-01037, Paper 43, at 83; IPR2023-01038, Paper 43, at 84), the parties hereby jointly submit redacted versions of the decisions so that they can be made available to the public in these proceedings and the joined proceedings (IPR2024-00180, -00181, and -00182). Patent Owner states that the redacted portions of the FWDs discuss, quote, and/or refer to confidential information originating from previously sealed exhibits (e.g., Exs. 2002, 2004), including in previously redacted declarations or briefing discussing such sealed exhibits. Petitioners have not proposed any redactions. Counsel for the parties are available if the Board requires any additional information.

Sincerely,
Pier DeRoo
Reg. No. 69,340
Counsel for Patent Owner

Pier DeRoo | [Bio](#)
Partner

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