UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SEMICONDUCTOR COMPONENTS INDUSTRIES, LLC,
Petitioner

v.

GREENTHREAD, LLC,
Patent Owner

Case: IPR2023-01244
U.S. Patent No. 11,121,222

PATENT OWNER'S MOTION TO SEAL PURSUANT TO 37 C.F.R. §§ 42.14 & 42.54

Pursuant to 37 C.F.R. §§ 42.14 and 42.54, Patent Owner, Greenthread, LLC ("Patent Owner") respectfully submits this Motion to Seal. Pursuant to the Default Protective Order, Patent Owner moves to seal Patent Owner's Reply in Support of Motion for Additional Discovery (filed concurrently with the present Motion) in its entirety, along with Exhibits 2028-2029. Patent Owner has conferred with Petitioner, and Petitioner indicated that it does not oppose this Motion to Seal.

I. GOOD CAUSE EXISTS

The Office Trial Practice Guide (TPG) states that "a document or thing will be made publicly available, unless a party files a motion to seal that is then granted by the Board." Office Trial Practice Guide (Nov. 2019) at 19; *see also* 35 U.S.C. §316(a)(7). "The document or thing will be protected on receipt of the motion and remain so, pending the outcome of the decision on motion." *Id.* The TPG states that "protective orders may be issued for good cause by the Board to protect a party from disclosing confidential information." *Id.* at 20 (citing C.F.R. § 42.54). Here, there is good cause for sealing Patent Owner's Motion for Additional Discovery and Exhibits 2002, 2014, and 2022 because as explained below, these documents contain sensitive, confidential, and non-public business information, including licensing information regarding the identities of parties in license agreements and the terms of such license agreements.

A. Ex. 2028

Exhibit 2028 is a declaration contain sensitive, confidential and non-public information regarding Patent Owner's licenses. Therefore, this exhibit should be sealed in its entirety.

B. Ex. 2029

Exhibit 2029 is email correspondence between counsel for Patent Owner and counsel for Petitioner, containing sensitive, confidential and non-public information regarding Patent Owner's licenses. Therefore, this exhibit should be sealed in its entirety.

C. Patent Owner's Reply in Support of Motion for Additional Discovery

Patent Owner's Reply in Support of Motion for Additional Discovery, filed concurrently herewith, discusses the sensitive, confidential, and non-public business information discussed above regarding Exhibits 2028-2029, including information regarding Patent Owner's licenses. Therefore, Patent Owner's Reply in Support of Motion for Additional Discovery should be sealed in its entirety.

II. CERTIFICATION OF NON-PUBLICATION

To the best of Patent Owner's knowledge, the information sought to be sealed by this Motion has not been made publicly available.

III. PROTECTIVE ORDER

Patent Owner previously requested (in a motion to seal filed at the time of Patent Owner's Motion for Additional Discovery) entry of the Default Protective Order, found in the Office Trial Practice Guide at Appendix B. Upon entry of that Default Protective Order, Patent Owner designates Exhibits 2028-2029 and Patent Owner's Reply in Support of Motion for Additional Discovery in their entirety as "PROTECTIVE ORDER MATERIAL."

IV. CONCLUSION

For at least the foregoing reasons, Patent Owner requests that the Board seal Exhibits 2028-2029 and Patent Owner's Reply in Support of Motion for Additional Discovery in their entirety.

Dated: November 2, 2023

Respectfully submitted,

/Alan Whitehurst/

Alan Whitehurst
Reg. No. 43,263
awhitehurst@mckoolsmith.com
Nicholas T. Matich
Reg. No. L1,373
nmatich@mckoolsmith.com
Arvind Jairam
Reg. No. 62,759
ajairam@mckoolsmith.com
Stuart McCommas
Reg. No. 71,834
smccommas@mckoolsmith.com
MCKOOL SMITH, P.C.
1999 K St. NW, Suite 600
Washington, DC 20006
Telephone: (202) 370-8300
Facsimile: (202) 370-8344

Archis "Neil" Ozarkar
Reg. No. 71,265
nozarkar@mckoolsmith.com
MCKOOL SMITH, P.C.
600 Travis Street, Suite 600
Houston, TX 77002
Telephone: (713) 485-7300
Facsimile: (713) 485-7344

CERTIFICATION OF SERVICE

The undersigned hereby certifies that a copy of this **PATENT OWNER'S MOTION TO SEAL PURSUANT TO 37 C.F.R. §§ 42.14 & 42.54** has been served on Petitioner via email on the following counsel of record for petitioner:

Roger Fulghum
Roger.Fulghum@BakerBotts.com
BAKER BOTTS L.L.P.
One Shell Plaza
910 Louisiana Street
Houston, TX 77002
T.: (713) 229-1234

Mark Speegle
Mark.Speegle@BakerBotts.com
BAKER BOTTS L.L.P.
401 South First Street, Suite 1300
Austin, TX 78704
T: (512) 322-2536

Daniel Anderson
Daniel.Anderson@andersonpatents.com
1930 S. Alma School Road, Suite A200
Mesa, AZ 85210
T: (602) 516-8265

dlgreenthreadvonsemi@bakerbotts.com

Dated: November 2, 2023 By: */Alan Whitehurst/*
Alan Whitehurst, Reg. No. 43,263