

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LG ELECTRONICS INC.,
Petitioner,

v.

PANTECH CORPORATION,
Patent Owner

IPR2023-01267 (Patent 9,313,809 B2)
IPR2023-01268 (Patent 9,575,631 B2)
IPR2023-01269 (Patent 9,854,545 B2)
IPR2023-01270 (Patent 10,869,247 B2)
IPR2023-01272 (Patent 9,065,486 B2)
IPR2023-01273 (Patent 9,136,924 B2)

**PATENT OWNER'S MOTION TO SEAL
UNDER 37 C.F.R. §§ 42.14 AND 42.54**

I. RELIEF REQUESTED

Pursuant to 37 C.F.R. §§ 42.14 and 42.54 and the Proposed Protective Order in Ex. 1200, Patent Owner hereby requests that certain portions of Patent Owner's Response to Petitioner's Motion to Disqualify Mayer Brown LLP, Exhibit 2001, Exhibit 2003, Exhibit 2004, Exhibit 2005, Exhibit 2006, Exhibit 2007, Exhibit 2008, Exhibit 2009, Exhibit 2011, Exhibit 2014, Exhibit 2015, and Exhibit 2016 that include confidential information be maintained under seal in the above-captioned IPR proceedings consistent with the Proposed Protective Order and prior decisions in related district court proceedings.

Patent Owner and Petitioner have conferred regarding the Proposed Protective Order, and both parties agree to the Proposed Protective Order.

II. GOOD CAUSE EXISTS FOR SEALING THIS CONFIDENTIAL INFORMATION

The Board may issue this order "for good cause." 37 C.F.R. § 42.54. For good cause, the Board needs to know why information sought to be sealed constitutes confidential information. *Garmin Int'l, Inc. v. Cuozzo Speed Techs. LLC*, IPR2012-00001, Paper 36, Decision on Revised Mot. to Seal, p. 4. (PTAB Apr. 5, 2013). Notably, "[t]he rules identify confidential information in a manner consistent with Federal Rule of Civil Procedure 26(c)(1)(G), which provides for protective orders

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for trade secret or other confidential research, development, or commercial information.” Trial Practice Guide at 19 (citing 37 C.F.R. § 42.54).

As reflected in Pantech's opposition papers and supporting exhibits, the information to be submitted to the Board includes party confidential information relating to technical information that Pantech believes comprises confidential trade secret, confidential research, development, and commercial financial information. Specifically, Pantech hereby submits under seal the following materials to be designated as RESTRICTED CONFIDENTIAL – ATTORNEYS' EYES ONLY under the Proposed Protective Order:

- Patent Owner's Response to Petitioner's Motion to Disqualify Mayer Brown LLP (public version to be separately filed)
- Exhibit 2001 – January 13, 2023 Declaration of Jamie B. Beaber (public version to be separately filed)
- Exhibit 2003 (public version to be separately filed)
- Exhibit 2004 (public version to be separately filed)
- Exhibit 2005 (public version to be separately filed)
- Exhibit 2006 (public version to be separately filed)
- Exhibit 2007 (public version to be separately filed)
- Exhibit 2008 (public version to be separately filed)

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- Exhibit 2009 (public version to be separately filed)
- Exhibit 2011 – November 18, 2019 Declaration of Juseong Ryu (public version to be separately filed)
- Exhibit 2014 (public version to be separately filed)
- Exhibit 2015 (public version to be separately filed)
- Exhibit 2016 (public version to be separately filed)

Several of the above documents were also submitted under seal in related district court proceedings. Pantech has redacted and/or filed as under seal in full the above documents consistent with what was submitted in their respective district court cases under the protective orders governing those cases.

III. Conclusion

For the above reasons, Pantech requests that Patent Owner's Response to Petitioner's Motion to Disqualify Mayer Brown LLP, Exhibit 2001, Exhibit 2003, Exhibit 2004, Exhibit 2005, Exhibit 2006, Exhibit 2007, Exhibit 2008, Exhibit 2009, Exhibit 2011, Exhibit 2014, Exhibit 2015, and Exhibit 2016 be placed and maintained under seal.

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Dated: December 6, 2023

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of December, 2023, a copy of the attached **PATENT OWNER'S MOTION TO SEAL UNDER 37 C.F.R. §§ 42.14 AND 42.54** was served by electronic mail to the attorneys of record, at the following addresses:

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