

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AFFORDABLE WIRE MANAGEMENT, LLC,
Petitioner,

v.

CAMBRIA COUNTY ASSOCIATION FOR
THE BLIND AND HANDICAPPED, INC.,
Patent Owner.

IPR2024-00139
Patent 10,177,551

**MOTION FOR ENTRY OF A PROTECTIVE ORDER AND
MOTION TO SEAL PATENT OWNER'S RESPONSE AND
EXHIBITS IN SUPPORT OF PATENT OWNER'S RESPONSE**

I. INTRODUCTION

Pursuant to 37 C.F.R. §§ 42.14 and 42.54, Patent Owner Cambria County Association for the Blind and Handicapped, Inc. (“Patent Owner”) respectfully submits this Motion for Entry of a Protective Order and Motion to Seal its Patent Owner’s Response and certain exhibits filed in support of Patent Owner’s Response.

The Parties have agreed to the form of a Protective Order, which is a modified version of the Board’s default protective order. *See* **Exhibit A** (clean copy); **Exhibit B** (marked-up copy showing changes to the Board’s default protective order). Accordingly, CAB moves the Court for entry of a Protective Order in the agreed-upon form attached hereto as **Exhibit A**.

Pursuant to Section 1 of the proposed Protective Order, Patent Owner has designated as “CONFIDENTIAL PROTECTIVE ORDER MATERIAL” its Patent Owner’s Response and the following exhibits: EX2008, EX2010-EX2015, EX2017, EX2019, EX2028, EX2030-EX2032, EX2038, EX2041-EX2044, EX2046, EX2049-EX2054, EX2056, EX2057, EX2061, EX2064, and EX2066. Patent Owner has filed public versions of its Patent Owner’s Response and these exhibits with the Confidential Information¹ redacted.

¹ As defined in the proposed Protective Order. Ex. A, at §1.

Good cause exists for entering a protective order and sealing the non-public, unredacted versions of Patent Owner’s Response and exhibits in accordance with the proposed Protective Order and the standards for sealing documents filed with the Board.

II. ARGUMENT

A. Legal Standards.

The standard for whether the Board may grant a motion for protective order and motion to seal is “good cause.” 37 C.F.R. § 42.54. *See also Garmin Int’l, Inc. v. Cuozzo Speed Techs. LLC*, IPR 2012-00001, Paper 34 (P.T.A.B. Mar. 14, 2013) (a party may file a motion with the Board for entry of a protective order and to seal confidential information where good cause exists). The PTAB Consolidated Trial Practice Guide (“CTPG”) provides that “the rules aim to strike a balance between the public’s interest in maintaining a complete and understandable file history and the parties’ interest in protecting truly sensitive information.” CTPG, at 19. Further, the CTPG provides that 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.” *Id.* (citing 37 C.F.R. § 42.54).

B. Good Cause Exists for Entering a Protective Order.

As described in detail below, Patent Owner has filed in this proceeding redacted copies of documents containing Patent Owner's confidential and proprietary information, which Patent Owner seeks to have filed under seal. Patent Owner does not publicly disclose this information and maintains this information in confidence. In order to protect this confidential and proprietary information, the parties have conferred and agreed to the form of the Protective Order to be entered by the Board. The proposed Protective Order deviates from the Board's default protective order in two substantive respects. First, the agreed-upon Protective Order differs from the Board's default protective order in that it limits the circumstances under which the parties and their employees may access confidential information. Second, the agreed-upon Protective Order permits third parties to access confidential information in certain circumstances.

C. Good Cause Exists for Sealing the Patent Owner's Response and Exhibits in Support of Patent Owner's Response.

The Patent Owner's Response and certain exhibits in support thereof contain information that is precisely the type of information that the Board considers to be "confidential information". *See* CTPG, at 19 (stating that confidential information includes "confidential research, development, or commercial information."). Moreover, this information readily meets the definition of "Confidential Information" as set forth in the proposed Protective Order:

Confidential Information means information that a designating party believes in good faith is not generally known to others and has significant competitive value such that unrestricted disclosure to others would create a substantial risk of serious injury, and which the designating party (i) would not normally reveal to third parties except in confidence or has undertaken with others to maintain in confidence, (ii) believes in good faith is protected by a right to privacy under federal or state law or any other applicable privilege or right related to confidentiality or privacy, or (iii) believes in good faith constitutes proprietary financial, research, development, technical, or commercially sensitive competitive information that the designating party maintains as highly confidential in its business or the disclosure of which is likely to cause harm to the competitive position of the designating party. Confidential Information shall include all documents referring to or relating to the foregoing, including but not limited to copies, summaries, and abstracts of the foregoing.

Ex. A, at §1. Accordingly, good cause exists for sealing Patent Owner's Confidential Information.

More specifically, many of the exhibits contain customer information, including names of customers and contact information. *See* EX2013-EX2015, EX2017, EX2019, EX2042, EX2043, EX2044, EX2050-EX2054, EX2056, EX2057, EX2061. The Board has found that similar customer information should be sealed. *Motorola Mobility LLC v. Largan Precision Co., Ltd.*, No. IPR2022-01210, 2024 WL 270788, at *17 (P.T.A.B. Jan. 24, 2024) (sealing exhibit

containing customer information); *Prong, Inc. v. Yeoshua Sorias*, IPR2015-01317, Paper 32, at 4-6 (P.T.A.B. Mar. 28, 2016) (sealing exhibit containing customer identities and information).

Further, EX2030, EX2038, EX2041, EX2042, EX2043, EX2046, EX2050-2054, EX2056, EX2064, and EX2066 contain confidential and proprietary part numbers and product pricing, which is information that this Board has sealed in other proceedings. *See, e.g., Blackberry Corp. & Blackberry Ltd. Petitioner v. Wi-Lan Usa Inc. Pat. Owner*, No. IPR2013-00126, 2013 WL 6576699, at *3 (P.T.A.B. Nov. 5, 2013) (granting motion to seal document containing product pricing).

EX2044, EX2046, EX2049, EX2056, and EX2061 contain Patent Owner's financial information, including sales data, revenues, sales growth, product pricing, part numbers, and other financial information concerning Patent Owner's products. The Board routinely grants motions to seal confidential information of this nature. *See, e.g., EIS GmbH v. Novoluto GmbH*, IPR2020-00007, Paper 41, at 66 (P.T.A.B. Sept, 23 2021) (granting motion to seal exhibit containing sales data, revenues, and other financial information); *Tetra Tech Canada Inc. v. Georgetown Rail Equip. Co.*, No. IPR2019-00619, 2020 WL 5031964, at *53 (P.T.A.B. Aug. 25, 2020) (granting motion to seal "confidential technical and financial information about the parties' products, and exhibits having to do with confidential financial information").

EX2008, EX2010-EX2012, EX2013, EX2014, EX2028, EX2030-2032, EX2038, EX2041, EX2050-EX2054, EX2056, EX2057, EX2061, EX2064, and EX2066 contain information concerning CAB's research and development efforts, specific prototype and product testing, and specifications and drawings of its patented products. The Board ordinarily grants motions to seal research and development and technical product information. *See Mylan Pharms. Inc. v. Sanofi-Aventis Deutschland GmbH*, No. IPR2017-01528, 2018 WL 6584640, at *22 (P.T.A.B. Dec. 12, 2018) (granting motion to seal "confidential and proprietary research and development information"); *Fujifilm Corp. v. Sony Corp.*, No. IPR2017-00360, 2018 WL 2254276, at *13 (P.T.A.B. May 16, 2018) (granting motion to seal technical information about the parties' products).

The Patent Owner's Response incorporates, discusses, and analyzes the information contained in the exhibits, and therefore, contains the same Confidential Information that should not be disclosed and be filed under seal.

Patent Owner does not publicly disclose the confidential information contained in its Patent Owner's Response and these exhibits, and maintains this information in confidence. Specifically, Patent Owner's engineering drawings and technical information about its products are not publicly available, and are provided to customers and potential customers only upon execution of a non-disclosure agreement. Information related to Patent Owner's research and

development efforts, product design and specifications, product pricing, and client contacts have significant competitive value. Disclosure of this information to the public and, specifically, to Petitioner (i.e., to Petitioner’s principals and employees), which is a direct competitor to Patent Owner in the marketplace for products covered by the patent at issue in this proceeding, would create a substantial risk of harm to Patent Owner’s competitive position. Indeed, where, as here, the parties are direct competitors, the Board has found that good cause exists for sealing protected information. *See EIS GmbH v. Novoluto GmbH*, IPR2020-00007, Paper 41, at 66 (P.T.A.B. Sept. 23 2021) (granting motion to seal financial information where parties were direct competitors); *Caterpillar Inc. v. Wirtgen Am., Inc.*, IPR2018-01091, Paper 49, at 76-77 (P.T.A.B. Nov. 27, 2019) (disclosure of confidential information is disfavored given “that Petitioner and Patent Owner are competitors ...”).

III. CONCLUSION

For the reasons stated herein, Patent Owner respectfully requests that the Board:

- A. Grant the Motion for Entry of a Protective Order;
- B. Enter a Protective Order in the form attached hereto as **Exhibit A**;
- C. Grant the Motion to Seal;

- D. Accept for filing the redacted versions of the Patent Owner's Response and EX2008, EX2010-EX2015, EX2017, EX2019, EX2028, EX2030-EX2032, EX2038, EX2041-EX2044, EX2046, EX2049-EX2054, EX2056, EX2057, EX 2061, EX2064, and EX2066 to be available on the public docket; and
- E. Order that the unredacted versions of the Patent Owner's Response and EX2008, EX2010-EX2015, EX2017, EX2019, EX2028, EX2030-EX2032, EX2038, EX2041-EX2044, EX2046, EX2049-EX2054, EX2056, EX2057, EX2061, EX2064, and EX2066 be filed under seal.

Respectfully submitted,

Dated: August 9, 2024 By: / Daniel J. Melman /
Daniel J. Melman (Reg. No. 55,451)
ECKERT SEAMANS CHERIN & MELLOTT, LLC
10 Bank St., Suite 700
White Plains, NY 10606
Email: dmelman@eckertseamans.com
Phone: 914.286.6447
Fax: 914.949.2909

CERTIFICATION PURSUANT TO 37 C.F.R. § 42.54(a)

I certify that counsel for Petitioner and Patent Owner conferred regarding the proposed Protective Order and motion for entry of the proposed Protective Order. The Parties agreed to the provisions of the proposed Protective Order attached hereto as **Exhibit A**.

Dated: August 9, 2024

/ Daniel J. Melman /
Daniel J. Melman (Reg. No. 55,451)

CERTIFICATE OF SERVICE

I certify that on this 9th day of August, 2024, a true and correct copy of the foregoing **MOTION FOR ENTRY OF A PROTECTIVE ORDER AND MOTION TO SEAL PATENT OWNER'S RESPONSE AND EXHIBITS SUBMITTED IN SUPPORT OF PATENT OWNER'S RESPONSE** was served by electronic mail on Petitioner's lead and backup counsel at the following email addresses:

KCAmendt@mintz.com;
WSDixon@mintz.com;
RCSweeney@mintz.com;
CAB_AWM@mintz.com.

Dated: August 9, 2024

/ Daniel J. Melman /
Daniel J. Melman (Reg. No. 55,451)

EXHIBIT A

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AFFORDABLE WIRE MANAGEMENT, LLC,
Petitioner,

v.

CAMBRIA COUNTY ASSOCIATION FOR
THE BLIND AND HANDICAPPED, INC.,
Patent Owner.

IPR2024-00139
Patent 10,177,551

**[PROPOSED]
PROTECTIVE ORDER**

This protective order governs the treatment and filing of confidential information, including documents, testimony, and transcripts.

1. Confidential information shall be clearly marked “CONFIDENTIAL PROTECTIVE ORDER MATERIAL.” Confidential Information means information that a designating party believes in good faith is not generally known to others and has significant competitive value such that unrestricted disclosure to others would create a substantial risk of serious injury, and which the designating party (i) would not normally reveal to third parties except in confidence or has undertaken with others to maintain in confidence, (ii) believes in good faith is protected by a right to privacy under federal or state law or any other applicable privilege or right related to confidentiality or privacy, or (iii) believes in good faith constitutes proprietary financial, research, development, technical, or commercially sensitive competitive information that the designating party maintains as highly confidential in its business or the disclosure of which is likely to cause harm to the competitive position of the designating party. Confidential Information shall include all documents referring or relating to the foregoing, including but not limited to copies, summaries, and abstracts of the foregoing.

2. Access to Confidential Information is limited to the following individuals who have executed the Acknowledgment appended to this order:

- a. **Party Representatives.** Representatives of record for a party in the proceeding.
- b. **Experts.** Retained experts of a party in the proceeding who further certify in the Acknowledgement that they are not a competitor to any party, or a consultant for, or employed by, such a competitor with respect to the subject matter of the proceeding.
- c. **In-house counsel.** In-house counsel of a party.
- d. **Support Personnel.** Administrative assistants, clerical staff, court reporters and other support personnel of the foregoing persons who are reasonably necessary to assist those persons in the proceeding shall not be required to sign an Acknowledgement, but shall be informed of the terms and requirements of the Protective Order by the person they are supporting who receives Confidential Information.
- e. **Party Employees and Certain Third Parties.** Employees of the disclosing party, the author, custodian, or recipient of a document or information containing Confidential Information, and any other person who otherwise possessed or knew the information contained in the document.

f. The Office. Employees and representatives of the United States Patent and Trademark Office who have a need for access to the Confidential Information shall have such access without the requirement to sign an Acknowledgement. Such employees and representatives shall include the Director, members of the Board and their clerical staff, other support personnel, court reporters, and other persons acting on behalf of the Office.

3. Employees (e.g., corporate officers), consultants, or other persons performing work for a party, other than those persons identified above in 2.a.-2.e., shall be extended access to Confidential Information only upon agreement of the parties or by order of the Board upon a motion brought by the party seeking to disclose Confidential Information to that person and after signing the Acknowledgment. The party opposing disclosure to any such person under this sub-section shall have the burden of proving that such person should be restricted from access to Confidential Information.

4. Persons receiving confidential information shall use reasonable efforts to maintain the confidentiality of the information, including:

a. Maintaining such information in a secure location to which persons not authorized to receive the information shall not have access;

- b. Otherwise using reasonable efforts to maintain the confidentiality of the information, which efforts shall be no less rigorous than those the recipient uses to maintain the confidentiality of information not received from the disclosing party;
- c. Ensuring that support personnel of the recipient who have access to the confidential information understand and abide by the obligation to maintain the confidentiality of information received that is designated as confidential; and
- d. Limiting the copying of confidential information to a reasonable number of copies needed for conduct of the proceeding and maintaining a record of the locations of such copies.

5. Persons receiving confidential information shall use the following procedures to maintain the confidentiality of the information:

a. Documents and Information Filed With the Board.

- i. A party may file documents or information with the Board along with a Motion to Seal. The Motion to Seal should provide a non-confidential description of the nature of the confidential information that is under seal, and set forth the

reasons why the information is confidential and should not be made available to the public. A party may challenge the confidentiality of the information by opposing the Motion to Seal. The documents or information shall remain under seal unless the Board determines that some or all of it does not qualify for confidential treatment.

- ii. Where confidentiality is alleged as to some but not all of the information submitted to the Board, the submitting party shall file confidential and non-confidential versions of its submission, together with a Motion to Seal the confidential version setting forth the reasons why the information redacted from the non-confidential version is confidential and should not be made available to the public. A party may challenge the confidentiality of the information by opposing the Motion to Seal. The non-confidential version of the submission shall clearly indicate the locations of information that has been redacted. The confidential version of the submission shall be filed under seal. The redacted information shall remain under seal unless the Board determines that some or all of

the redacted information does not qualify for confidential treatment.

- iii. For avoidance of doubt, a party filing documents or information containing Confidential Information shall concurrently file public, redacted, non-confidential versions of such documents or information, and the redactions will be tailored to protect only the confidential information contained in the documents or information.

b. Documents and Information Exchanged Among the Parties.

Documents (including deposition transcripts) and other information designated as confidential that are disclosed to another party during discovery or other proceedings before the Board shall be clearly marked as CONFIDENTIAL PROTECTIVE ORDER MATERIAL and shall be produced in a manner that maintains its confidentiality.

6. Without the express written consent of the designating party, material marked CONFIDENTIAL PROTECTIVE ORDER MATERIAL shall not be used by the non-designating party for any purpose other than as reasonably necessary and appropriate for preparing for and participating in this proceeding. Any person or party subject to this protective order who in another proceeding becomes subject

to a motion to disclose another party's information designated CONFIDENTIAL PROTECTIVE ORDER MATERIAL shall promptly notify that party of the motion so that party may have an opportunity to appear and be heard in the other proceeding.

7. Within 60 days after the final disposition of this action, including the exhaustion of all appeals and motions, each party receiving confidential information must return, or certify the destruction of, all copies of the confidential information to the producing party.

8. Right to Further Relief. Nothing in this Protective Order abridges the right of any party to seek its modification by the Board in the future, so long as such requested modification is reasonable and supported by good cause.

Dated: August __, 2024

SO ORDERED:

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AFFORDABLE WIRE MANAGEMENT, LLC,
Petitioner,

v.

CAMBRIA COUNTY ASSOCIATION FOR
THE BLIND AND HANDICAPPED, INC.,
Patent Owner.

IPR2024-00139
Patent 10,177,551

**ACKNOWLEDGMENT FOR ACCESS TO
PROTECTIVE ORDER MATERIAL**

I _____, affirm that I have read the Protective Order; that I will abide by its terms; that I will use the Confidential Information only in connection with this proceeding and for no other purpose; that I will only allow access to support staff who are reasonably necessary to assist me in this proceeding; that prior to any disclosure to such support staff I informed or will inform them of the requirements of the Protective Order; that I am personally responsible for the requirements of the terms of the Protective Order and I agree to submit to the jurisdiction of the Office and the United States District Court for the Eastern District of Virginia for purposes of enforcing the terms of the Protective Order and providing remedies for its breach.

FOR RETAINED EXPERTS ONLY: I further certify that I am not a competitor to any party, or a consultant for, or employed by, or retained by such a competitor with respect to the subject matter of the proceeding.

Dated: _____, 2024

EXHIBIT B

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AFFORDABLE WIRE MANAGEMENT, LLC,
Petitioner,

v.

CAMBRIA COUNTY ASSOCIATION FOR
THE BLIND AND HANDICAPPED, INC.,
Patent Owner.

IPR2024-00139
Patent 10,177,551

[PROPOSED]
~~DEFAULT~~ **PROTECTIVE ORDER**

~~The following Default Protective Order will govern the filing and treatment of
confidential information in the proceeding:~~

~~Default Protective Order~~

This protective order governs the treatment and filing of confidential information, including documents ~~and~~, testimony, and transcripts.

1. Confidential information shall be clearly marked “CONFIDENTIAL PROTECTIVE ORDER MATERIAL.” Confidential Information means information that a designating party believes in good faith is not generally known to others and has significant competitive value such that unrestricted disclosure to others would create a substantial risk of serious injury, and which the designating party (i) would not normally reveal to third parties except in confidence or has undertaken with others to maintain in confidence, (ii) believes in good faith is protected by a right to privacy under federal or state law or any other applicable privilege or right related to confidentiality or privacy, or (iii) believes in good faith constitutes proprietary financial, research, development, technical, or commercially sensitive competitive information that the designating party maintains as highly confidential in its business or the disclosure of which is likely to cause harm to the competitive position of the designating party. Confidential

Information shall include all documents referring or relating to the foregoing, including but not limited to copies, summaries, and abstracts of the foregoing.

2. Access to ~~confidential information~~Confidential Information is limited to the following individuals who have executed the ~~acknowledgment~~Acknowledgment appended to this order:

~~(A) Parties. Persons who are owners of a patent involved in the proceeding and other persons who are named parties to the proceeding.~~

a. ~~(B)~~ **Party Representatives.** Representatives of record for a party in the proceeding.

b. ~~(C)~~ **Experts.** Retained experts of a party in the proceeding who further certify in the Acknowledgement that they are not a competitor to any party, or a consultant for, or employed by, such a competitor with respect to the subject matter of the proceeding.

c. ~~(D)~~ **In-house counsel.** In-house counsel of a party.

d. ~~(E)~~ **Support Personnel.** Administrative assistants, clerical staff, court reporters and

other support personnel of the foregoing persons who are reasonably necessary to assist those persons in the proceeding shall not be required to sign an Acknowledgement, but shall be informed of the terms and requirements of the Protective Order by the person they are supporting who receives ~~confidential information~~ Confidential Information.

e. **Party Employees and Certain Third Parties.** Employees of the disclosing party, the author, custodian, or recipient of a document or information containing Confidential Information, and any other person who otherwise possessed or knew the information contained in the document.

f. ~~(F)~~ **The Office.** Employees and representatives of the United States Patent and Trademark Office who have a need for access to the ~~confidential information~~ Confidential Information shall have such access without the requirement to sign an Acknowledgement. Such employees and representatives shall include the Director, members of the Board and their clerical staff, other support personnel, court reporters, and other persons acting on behalf of the Office.

3. Employees (e.g., corporate officers), consultants, or other persons performing work for a party, other than those persons identified above in ~~(d)(2)(A)-(E).~~a.-2.e., shall be extended access to ~~confidential information~~Confidential Information only upon agreement of the parties or by order of the Board upon a motion brought by the party seeking to disclose ~~confidential information~~Confidential Information to that person and after signing the Acknowledgment. The party opposing disclosure to ~~that~~any such person under this sub-section shall have the burden of proving that such person should be restricted from access to ~~confidential information~~Confidential Information.

4. Persons receiving confidential information shall use reasonable efforts to

maintain the confidentiality of the information, including:

- a. ~~(A)~~ Maintaining such information in a secure location to which persons not authorized to receive the information shall not have access;
- b. ~~(B)~~ Otherwise using reasonable efforts to maintain the confidentiality of the information, which efforts shall be no less rigorous than those the recipient uses to maintain the confidentiality of information not received from the disclosing party;
- c. ~~(C)~~ Ensuring that support personnel of the recipient who have access to the confidential information understand and abide by the obligation to maintain the confidentiality of information received that is designated as confidential; and
- d. ~~(D)~~ Limiting the copying of confidential information to a reasonable number of copies needed for conduct of the proceeding and maintaining a record of the locations of such copies.

5. Persons receiving confidential information shall use the following procedures to maintain the confidentiality of the information:

a. ~~(A)~~ **Documents and Information Filed With the Board.**

i. ~~(i)~~ A party may file documents or information with the Board along with a Motion to Seal. The Motion to Seal should provide a non-confidential description of the nature of the confidential information that is under seal, and set forth the reasons why the information is confidential and should not be made available to the public. A party may challenge the confidentiality of the information by opposing

the Motion to Seal. The documents or information shall remain under seal unless the Board determines that some or all of it does not qualify for confidential treatment.

ii.~~(ii)~~ Where confidentiality is alleged as to some but not all of the information submitted to the Board, the submitting party shall file confidential and

non-confidential versions of its submission, together with a Motion to Seal the confidential version setting forth the reasons why the information redacted from the non-confidential version is confidential and should not be made available to the public. A party may challenge the confidentiality of the information by opposing the Motion to Seal. The non-confidential version of the submission shall clearly indicate the locations of information that has been redacted. The confidential version of the submission shall be filed under seal. The redacted information shall remain under seal unless the Board determines that some or all of the redacted information does not qualify for confidential treatment.

iii. For avoidance of doubt, a party filing documents or information containing Confidential Information shall concurrently file public, redacted, non-confidential versions of such documents or information, and the redactions will be tailored to protect only the confidential information contained in the documents or information.

b. ~~(B)~~ Documents and Information Exchanged Among the Parties.
Documents

(including deposition transcripts) and other information designated as confidential that are disclosed to another party during discovery or other proceedings before the Board shall be clearly marked as ~~“CONFIDENTIAL~~ PROTECTIVE ORDER MATERIAL~~”~~ and shall be produced in a manner that maintains its confidentiality.

6. Without the express written consent of the designating party, material marked CONFIDENTIAL PROTECTIVE ORDER MATERIAL shall not be used by the non-designating party for any purpose other than as reasonably necessary and appropriate for preparing for and participating in this proceeding. Any person or party subject to this protective order who in another proceeding becomes subject to a motion to disclose another party’s information designated

CONFIDENTIAL PROTECTIVE ORDER MATERIAL shall promptly notify
that party of the motion so that party may have an opportunity to appear and be
heard in the other proceeding.

7. ~~6.~~ Within 60 days after the final disposition of this action, including
the

exhaustion of all appeals and motions, each party receiving confidential information must return, or certify the destruction of, all copies of the confidential information to the producing party.

8. Right to Further Relief. Nothing in this Protective Order abridges the right of any party to seek its modification by the Board in the future, so long as such requested modification is reasonable and supported by good cause.

~~(k) Standard Acknowledgement of Protective Order. The following form may be used to~~
Dated: August __, 2024 SO ORDERED:

~~acknowledge a protective order and gain access to information covered by the protective order:~~

~~[CAPTION]~~

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AFFORDABLE WIRE MANAGEMENT, LLC,
Petitioner,

v.

CAMBRIA COUNTY ASSOCIATION FOR
THE BLIND AND HANDICAPPED, INC.,
Patent Owner.

IPR2024-00139
Patent 10,177,551

**~~Standard~~ ACKNOWLEDGMENT FOR ACCESS TO
PROTECTIVE ORDER MATERIAL**

I _____, affirm that I have read the Protective Order; that I will abide by its terms; that I will use the ~~confidential information~~ Confidential Information only in connection with this proceeding and for no other purpose; that I will only allow access to support staff who are reasonably necessary to assist me in this proceeding; that prior to any disclosure to such support staff I informed or will inform them of the requirements of the Protective Order; that I am personally responsible for the requirements of the terms of the Protective Order and I agree to submit to the jurisdiction of the Office and the United States District Court for the

Eastern District of Virginia for purposes of enforcing the
terms of the

Protective Order and providing remedies for its breach.

FOR RETAINED EXPERTS ONLY: I further certify that I am not a competitor to any party, or a consultant for, or employed by, or retained by such a competitor with respect to the subject matter of the proceeding.

[Signature]

Dated: _____, 2024
