

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

RAVIN CROSSBOWS, LLC,
Petitioner,

v.

MCP IP, LLC,
Patent Owner.

Case IPR2024-00522¹
Patent 8,683,989 B2

Case IPR2024-00523
Patent 9,354,017 B2

Case IPR2024-00524
Patent 9,909,831 B2

Before MEREDITH C. PETRAVICK, MITCHELL G. WEATHERLY, and
ARTHUR M. PESLAK, *Administrative Patent Judges*.

PESLAK, *Administrative Patent Judge*.

¹ We use this caption to dispose of substantially similar motions filed in each referenced case for convenience. The parties are not authorized to use this caption in subsequent filings. The cases have not been consolidated or joined.

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ORDER

*Granting Patent Owner's Unopposed Motion to Seal and for Entry of
Default Protective Order*
37 C.F.R. §§ 42.14, 42.54

On December 5, 2024, Patent Owner filed an Unopposed Motion to Seal Exhibit 2016, the Declaration of Jerrod Hoff (“Mot.” or “Motion”). Paper 14, 1.² Patent Owner filed Exhibit 2016 under seal on the same date. Ex. 2016. On June 3, 2025, at the direction of the Board, Patent Owner filed a redacted publicly available version of Exhibit 2016. Attached to the Motion as Appendix A is the Board’s Default Protective Order which the parties request that we enter in this case.

For the following reasons, we grant the Motion to Seal and enter the Default Protective Order.

A party moving to seal must show “good cause” for the relief requested. 37 C.F.R. § 42.54(a). There is a strong public policy that favors making information filed in *inter partes* review proceedings open to the public. *See Garmin Int’l v. Cuozzo Speed Techs., LLC*, Case IPR2012-00001 (PTAB March 14, 2013) (Paper 34) (discussing the standards the Board applies to motions to seal). The moving party bears the burden of showing that the relief requested should be granted. 37 C.F.R. § 42.20(c).

“Good cause” for sealing is established by a “sufficient explanation as to why” the “information sought to be sealed is confidential information”, a demonstration that

² We refer to documents filed in IPR2024-00522. Substantially similar documents were filed in IPR2024-00523 and IPR2024-00524.

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the information is not “excessively redacted”, and a showing that, on balance, the strong “public[] interest in maintaining a complete and understandable record” is outweighed by “the harm to a party, by disclosure of information” and “the need of either party to rely specifically on the information at issue.” Consequently, a movant to seal must demonstrate adequately that (1) the information sought to be sealed is truly confidential, (2) a concrete harm would result upon public disclosure, (3) there exists a genuine need to rely in the trial on the specific information sought to be sealed, and (4), on balance, an interest in maintaining confidentiality outweighs the strong public interest in having an open record.

Argentum Pharms. LLC v. Alcon Research, Ltd., Case IPR2017-01053 (PTAB January 19, 2018) (Paper 27) (informative), at 3–4 (citations omitted).

Patent Owner contends that “Exhibit 2016 is a declaration concerning production, shipping and sales of Mathews Archery, Inc., and its includes production shipping and sales records themselves, as appendices to the declaration.” Mot. 1. Patent Owner further contends that “[t]hese records, and the testimony provided in the declaration concerning them, constitute confidential business information of Mathews Archery, Inc. and Mathews Archery’s internal records keeping” and public disclosure would result in “commercial harm due to the sensitive nature of the records.” *Id.* Patent Owner further contends that “there exists a genuine need to rely in the trial on the information sought to be sealed” as it is relevant to showing reduction to practice of the claimed invention. *Id.* at 1–2.

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Patent Owner certifies that the information sought to be sealed “has not been published or otherwise made public” and the documents are “maintained confidentially by Mathews Archery, Inc.” Mot. 2.

We have reviewed Exhibit 2016. We also reviewed the redacted version of Exhibit 2016 and find that it is not overly redacted.

For the reasons stated by Patent Owner in the Motion, we determine that Patent Owner has established good cause to seal Exhibit 2016. Consequently, we grant the Motion to Seal Exhibit 2016 and enter the Board’s Default Protective Order.

Therefore, it is hereby;

ORDERED that the Motion to Seal Exhibit 2016 is granted, and

FURTHER ORDERED that the Board’s Default Protective Order is hereby entered and shall govern these proceedings.

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