

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TEXAS INSTRUMENTS INCORPORATED,
Petitioner

v.

PARKERVISION, INC.,
Patent Owner

Case IPR2024-00935
Patent 7,865,177

MOTION TO SEAL

Pursuant to 37 C.F.R. § 42.14, this Motion moves to seal the following documents submitted in this proceeding: Petitioner's Reply to Patent Owner's Response, Exhibit 1044 (Excerpt from Plaintiff's Supplemental Objections and Responses to Defendant's First Set of Interrogatories (1-6), 6:14-cv-00687-PGB-KRS (MD Florida)), Exhibit 1065 (Deposition Transcript of David Ricketts, dated June 13, 2025), Exhibit 1067 (Declaration of Dr. James Dickens), and Exhibit 1068 (Deposition Transcript of David Sorrells, dated May 23, 2025).

Patent Owner has previously filed a Motion to Seal moving for entry of the Board's Default Protective Order and to seal the Patent Owner's Response to Petition and certain exhibits filed therewith. Papers 18 and 20. Petitioner did not oppose Patent Owner's motion, and Petitioner continues to take no position about whether the material submitted by Patent Owner warrants sealing and entry of a protective order. Nonetheless, because Petitioner's Reply to Patent Owner's Response and above identified accompanying exhibits describe and refer to material that Patent Owner moved to seal, Petitioner respectfully submits this Motion to Seal Petitioner's Reply to Patent Owner's Response and above-identified accompanying exhibits, which are concurrently filed with this Motion.

I. DOCUMENTS REQUESTED TO BE SEALED

Petitioner's Reply to Patent Owner's Response filed discusses the material that Patent Owner sought to be sealed and subject to the Default Protective Order in Motion to Seals filed by Patent Owner. Papers 18 and 20, (seeking to seal Patent Owner's Response and Exhibits 2010-2016, 2021-2022, 2024 and 2029).

Exhibit 1065 (Deposition Transcript of David Ricketts, dated June 13, 2025) and Exhibit 1068 (Deposition Transcript of David Sorrells, dated May 23, 2025) are deposition transcripts of Patent Owner's expert and witness whose declarations Patent Owner sought to be sealed and subject to the Default Protective Order. The deposition transcripts discuss and describe information in their respective declarations that Patent Owner sought to be sealed and subject to the Default Protective Order. Exhibit 1067 (Declaration of Dr. James Dickens) is Petitioner's expert's declaration discussing and describing information Patent Owner sought to be sealed and subject to the Default Protective order. Therefore, if the Board grants Patent Owner's prior Motion to Seal, then Petitioner's Reply to Patent Owner's Response and these above-identified exhibits should also be sealed.

Exhibit 1044 (Plaintiff's Supplemental Objections and Responses to Defendant's First Set of Interrogatories (1-6), 6:14-cv-00687-PGB-KRS (MD Florida)) is an excerpt from discovery responses produced by Patent Owner to

Petitioner in connection with the district court proceeding involving the parties. Patent Owner has indicated the material it discusses is confidential, the document was produced under the district court's protective order, and the document discusses material related to the material Patent Owner sought, in this proceeding, to be sealed and subject to the Default Protective Order. Patent Owner has further agreed to Petitioner's use of the document at the PTAB so long as it is filed under seal and subject to the Default Protective Order.

II. GOOD CAUSE EXISTS TO SEAL

There is good cause to seal Petitioner's Reply to Patent Owner's Response and Exhibits 1065, 1067, and 1068 because they refer to and describe material that Patent Owner represented as being its confidential business information in its prior Motion to Seal. Patent Owner's arguments in support of its Motion to Seal apply equally to Petitioner's Reply to Patent Owner's Response and Exhibits 1065, 1067, and 1068.

There is good cause to seal Exhibit 1044 because Patent Owner has indicated the material it discusses is confidential, and because the material is related to the material Patent Owner sought, in this proceeding, to be sealed and subject to the Default Protective Order.

III. CERTIFICATION OF NON-PUBLICATION

Patent Owner certified that the information it sought to seal by its previous Motion had not been made publicly available, and Petitioner has no further knowledge of the information at issue being made publicly available.

IV. PROPOSED PROTECTIVE ORDER

Patent Owner previously requested entry of the Default Protective Order. To the extent the Board grants Patent Owner's prior Motion to Seal, Petitioner submits that the material identified in this Motion to Seal should be subject to the same Default Protective order and identified as "PROTECTIVE ORDER MATERIAL."

V. CONCLUSION

For these reasons, Petitioner request sealing Petitioner's Reply to Patent Owner's Response, Exhibit 1044 (Excerpt from Plaintiff's Supplemental Objections and Responses to Defendant's First Set of Interrogatories (1-6), 6:14-cv-00687-PGB-KRS (MD Florida)), Exhibit 1065 (Deposition Transcript of David Ricketts, dated June 13, 2025), Exhibit 1067 (Declaration of Dr. James Dickens), and Exhibit 1068 (Deposition Transcript of David Sorrells, dated May 23, 2025).

Respectfully submitted,

Date: June 20, 2025

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CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(4) and 42.6(e)(4)(iii), the undersigned certifies that on June 20, 2025, a complete and entire copy of this Motion to Seal was provided via email to the Patent Owner by serving the correspondence address of record as follows:

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