

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BOE TECHNOLOGY GROUP CO., LTD.,
Petitioner,

v.

138 EAST LCD ADVANCEMENTS LIMITED,
Patent Owner.

IPR2024-00973
Patent 9,184,157 B2

Before GRACE KARAFFA OBERMANN, GEORGE R. HOSKINS, and
CHRISTOPHER M. KAISER, *Administrative Patent Judges*.

HOSKINS, *Administrative Patent Judge*.

ORDER

Granting Petitioner's Motion to Preserve the Record Pending Appeal
37 C.F.R. §§ 42.14, 42.54

On January 15, 2026, Petitioner filed a Motion to Preserve the Record Pending Appeal. *See* Paper 37 (“Petitioner’s Motion”). We *grant* Petitioner’s Motion, as follows.

On December 1, 2025, we entered a Final Written Decision (Paper 35) and an Order (Paper 36) granting Petitioner’s motion to seal Exhibit 1026. In the latter, we noted “confidential information subject to a protective order ordinarily becomes public 45 days after final judgment in a trial,” and “[a]fter final judgment, a party may file a motion to expunge confidential information from the record prior to the information becoming public.” Paper 36, 3–4 (citing Consolidated Trial Practice Guide (Nov. 2019),¹ 21–22; 37 C.F.R. § 42.56).

Petitioner’s Motion now requests that we: (1) maintain Exhibit 1026 under seal at least until 30 days after all appeals have been exhausted; and (2) authorize Petitioner to file a Motion to Expunge Exhibit 1026 within that time frame. *See* Paper 37. Petitioner’s Motion is not opposed by Patent Owner. *See id.* at 1, 4.

In consideration of the foregoing, it is hereby:

ORDERED that Petitioner’s Motion to Preserve the Record Pending Appeal (Paper 37) is *granted* in order to maintain the confidentiality of Exhibit 1026 during the pendency of any appeal(s) of the Final Written Decision, and to allow Petitioner an orderly opportunity to move to expunge Exhibit 1026 in a timely fashion;

¹ Available at <https://www.uspto.gov/TrialPracticeGuideConsolidated>.

FURTHER ORDERED that, unless ordered otherwise, Exhibit 1026 shall remain subject to the Agreed Protective Order (Appendix A to Paper 33) until 30 days after all appeals have been exhausted; and

FURTHER ORDERED that Petitioner is authorized to file a Motion to Expunge Exhibit 1026 from the record on or before 30 days after all appeals have been exhausted.

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