

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD.;
SAMSUNG ELECTRONICS AMERICA, INC.,
Petitioner

v.

OURARING, INC.,
Patent Owner.

Case No. IPR2024-01077
U.S. Patent No. 10,139,859

PETITIONER'S MOTION TO SEAL

Pursuant to 37 C.F.R. §42.14, and the Trial Practice Guide, Petitioner Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. (“Samsung” or “Petitioner”) respectfully submits this Motion to Seal its Reply to Patent Owner’s Response to the Petition and certain exhibits to the same, all of which are being filed concurrently with this Motion. On May 21, 2025, Patent Owner filed a Motion for Entry of a Stipulated Protective Order (Paper 14), which was granted by the Board on May 23, 2025 (Paper 16).

Petitioner identifies the Reply to Patent Owner’s Response to the Petition and the following exhibits as containing information designated by Petitioner as Attorney’s Eyes Only—Protective Order Material: Ex-1079, Ex-1080, Ex-1081, and Ex-1083. Petitioner files this Motion to seal the designated information, pursuant to the Stipulated Protective Order.

I. GOOD CAUSE EXISTS FOR SEALING CERTAIN CONFIDENTIAL INFORMATION

The Office Patent Trial Practice Guide 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.” 77 Fed. Reg. 48756, 48760 (Aug. 14, 2012). The Default Protective Order (and the Stipulated Protective Order) provides that “[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.” Stipulated Protective Order ¶ 5(A)(i).

Each of the documents and/or exhibits summarized in Table 1 below (the “Proposed Sealed Exhibits/Documents”) contains information designated by Petitioner as including Outside Attorney’s Eyes Only—Protective Order Material, i.e., Oura sensitive and confidential business information (see elevated confidentiality designation. Stipulated Protective Order ¶ 2). Pursuant to both the Default Protective Order and the Stipulated Protective Order, Samsung submits herewith confidential and non-confidential (redacted) versions of documents where confidentiality is alleged as to some but not all of the information contained therein. See Stipulated Protective Order ¶ 5(A)(ii).

TABLE 1 – Proposed Sealed Exhibits/Documents

Exhibit(s)/Document(s)	Summary of Contents	Good Cause for Filing Under Seal
Petitioner’s Reply	Petitioner’s Reply	References and discusses confidential exhibits listed below, including confidential business information of Oura

Exhibit(s)/Document(s)	Summary of Contents	Good Cause for Filing Under Seal
Ex-1079	Dr. Anthony's Supplemental Declaration	Contains Confidential Business Information of Oura
Ex-1080	Mr. Michael Davies Declaration	Contains Confidential Business Information of Oura
Ex-1081	Dr. Mercier's Deposition Transcript Volume 1, dated June 24, 2025	Contains Confidential Business Information of Oura
Ex-1083	Mr. Andrew Clarke's Deposition Transcript, dated June 18, 2025	Contains Confidential Business Information of Oura

For the foregoing reasons, Petitioner requests this Motion be granted and that the designated materials remain sealed.

Respectfully Submitted,

/s/ William M. Fink

William M. Fink (Reg. No. 72,332)

CERTIFICATE OF SERVICE

I hereby certify that on September 2, 2025, I caused a true and correct copy of the foregoing PETITIONER'S MOTION TO SEAL to be served electronically on counsel for Patent Owner at the following addresses:

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Dated: September 2, 2025

Respectfully submitted,

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