

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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YEALINK (USA) NETWORK TECHNOLOGY CO., LTD., AND YEALINK  
NETWORK TECHNOLOGY CO., LTD.,

Petitioners,

v.

BARCO N.V.

Patent Owner.

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CASE: IPR2024-01438

U.S. PATENT NO. 11,258,676

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**MOTION TO SEAL**

### Exhibit List

| Exhibit  | Description                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
|----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Ex. 2001 | Reserved                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Ex. 2002 | Reserved                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Ex. 2003 | Reserved                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Ex. 2004 | Declaration of Dr. Michael Brogioli                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| Ex. 2005 | Curriculum Vitae of Dr. Michael Brogioli                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Ex. 2006 | June 30, 2025 Deposition Transcript of Kevin C. Almeroth in IPR2024-01436                                                                                                                                                                                                                                                                                                                                                                                                 |
| Ex. 2007 | July 1, 2025 Deposition Transcript of Kevin C. Almeroth in IPR2024-01439                                                                                                                                                                                                                                                                                                                                                                                                  |
| Ex. 2008 | July 2, 2025 Deposition Transcript of Kevin C. Almeroth in IPR2024-01437                                                                                                                                                                                                                                                                                                                                                                                                  |
| Ex. 2009 | July 2, 2025 Deposition Transcript of Kevin C. Almeroth in IPR2024-01438                                                                                                                                                                                                                                                                                                                                                                                                  |
| Ex. 2010 | Barco Sales Data ( <i>Confidential and Redacted Versions Filed</i> )                                                                                                                                                                                                                                                                                                                                                                                                      |
| Ex. 2011 | Crestron License Agreement ( <i>Confidential and Redacted Versions Filed</i> )                                                                                                                                                                                                                                                                                                                                                                                            |
| Ex. 2012 | <i>Barco and Crestron announce patent license agreement regarding a set of essential ClickShare patents</i> , BARCO (Sept. 12, 2023)<br><a href="https://web.archive.org/web/20240810204702/https://www.barco.com/en/about/press-releases/barco-and-crestron-announce-patent-license-agreement-regarding-a">https://web.archive.org/web/20240810204702/https://www.barco.com/en/about/press-releases/barco-and-crestron-announce-patent-license-agreement-regarding-a</a> |
| Ex. 2013 | <i>ClickShare conferencing &amp; collaboration</i> , BARCO (April 1, 2025),<br><a href="https://web.archive.org/web/20250401012647/https://www.barco.com/en/products/clickshare-conferencing-collaboration#expand">https://web.archive.org/web/20250401012647/https://www.barco.com/en/products/clickshare-conferencing-collaboration#expand</a>                                                                                                                          |
| Ex. 2014 | <i>ClickShare Button</i> , BARCO (February 12, 2025)                                                                                                                                                                                                                                                                                                                                                                                                                      |

| Exhibit  | Description                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
|----------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|          | <a href="https://web.archive.org/web/20250212164931/https://www.barco.com/en/product/clickshare-conferencing-button">https://web.archive.org/web/20250212164931/https://www.barco.com/en/product/clickshare-conferencing-button</a>                                                                                                                                                                                                                              |
| Ex. 2015 | ECF 65, Joint Claim Construction and Prehearing Statement, <i>Barco, Inc. et al v. Yealink (USA) Network Technology Co., Ltd. et al</i> , 2:2023-cv-521 (E.D. Tex. 11/14/2023)                                                                                                                                                                                                                                                                                   |
| Ex. 2016 | ECF 89, Claim Construction Order, <i>Barco, Inc. et al v. Yealink (USA) Network Technology Co., Ltd. et al</i> , 2:2023-cv-521 (E.D. Tex. 11/14/2023)                                                                                                                                                                                                                                                                                                            |
| Ex. 2017 | List of Products Covered by Barco Patents accessible at: <a href="https://www.barco.com/en/about/terms-conditions/patents">https://www.barco.com/en/about/terms-conditions/patents</a>                                                                                                                                                                                                                                                                           |
| Ex. 2018 | <i>Patent</i> , CRESTRON (June 12, 2025)<br><a href="https://www.crestron.com/legal/patents?page=1">https://www.crestron.com/legal/patents?page=1</a>                                                                                                                                                                                                                                                                                                            |
| Ex. 2019 | Crestron Electronics   Private Company Profile, PITCHBOOK                                                                                                                                                                                                                                                                                                                                                                                                        |
| Ex. 2020 | ECF 55, Consent Judgment and Permanent Injunction, <i>Barco, Inc. et al v. Vivitek Corporation et al</i> , Case No. 4:19-cv-3250 (N.D. Cal. 4/27/2020)                                                                                                                                                                                                                                                                                                           |
| Ex. 2021 | <i>Barco Successfully enforces ClickShare IP against competitors in the U.S.</i> , BARCO (May 26, 2020)<br><a href="https://web.archive.org/web/20240424230846/https://www.barco.com/en/about/press-releases/2020-05-26-barco-successfully-enforces-cs-ip-against-competitors-in-the-us">https://web.archive.org/web/20240424230846/https://www.barco.com/en/about/press-releases/2020-05-26-barco-successfully-enforces-cs-ip-against-competitors-in-the-us</a> |
| Ex. 2022 | Paul Krzyzanowski, <i>Devices</i> , PK.ORG (updated March 24, 2011).                                                                                                                                                                                                                                                                                                                                                                                             |
| Ex. 2023 | Excerpts from April 18, 2025 Deposition Transcript of Andrew Ludke ( <i>Confidential and Redacted Versions Filed</i> )                                                                                                                                                                                                                                                                                                                                           |
| Ex. 2024 | <i>USB device class drivers included in Windows</i> , Microsoft (Apr. 9, 2025)<br><a href="https://web.archive.org/web/20250409210411/https://learn.microsoft.com/en-us/windows-hardware/drivers/usbcon/supported-usb-classes">https://web.archive.org/web/20250409210411/https://learn.microsoft.com/en-us/windows-hardware/drivers/usbcon/supported-usb-classes</a>                                                                                            |

| <b>Exhibit</b> | <b>Description</b>                                                                                                           |
|----------------|------------------------------------------------------------------------------------------------------------------------------|
| Ex. 2025       | Reserved                                                                                                                     |
| Ex. 2026       | Dr. Kevin Almeroth's Declaration in IPR2024-01437                                                                            |
| Ex. 2027       | Reserved                                                                                                                     |
| Ex. 2028       | Reserved                                                                                                                     |
| Ex. 2029       | Reserved                                                                                                                     |
| Ex. 2030       | Dr. Kevin Almeroth's Declaration in IPR2025-00597                                                                            |
| Ex. 2031       | Reserved                                                                                                                     |
| Ex. 2032       | Modified Protective Order                                                                                                    |
| Ex. 2033       | December 1, 2025 Deposition Transcript of Kevin C. Almeroth in IPR2024-01436, IPR2024-01437, IPR2024-01438 and IPR2024-01439 |
| Ex. 2034       | Patent Owner's Demonstrative ( <i>Confidential and Redacted Versions Filed</i> )                                             |

## **I. Introduction**

Patent Owner requests that Patent Owner's Demonstrative (Ex. 2034) is sealed under 37 C.F.R. § 42.54. Good cause exists to seal Patent Owner's Demonstrative because it contains sensitive, nonpublic information. A redacted version of Exhibit 2034 is being filed herewith.

Patent Owner certifies that it has conferred with Petitioner through counsel, and Petitioner stated they reserve the right to oppose.

## **II. Good Cause**

In deciding whether to seal documents, the Board must find "good cause," and must "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." *Garmin v. Cuozzo*, IPR2012-00001, Paper 36 (PTAB Apr. 5, 2013). Good cause for sealing material established by demonstrating that the balance of the following considerations favors sealing the material: whether (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. *See Argentum Pharms. LLC v. Alcon Research, Ltd.*, IPR2017-01053, Paper 27 at 4

(PTAB Jan. 19, 2018) (informative); *see also Corning Optical Communications RF, LLC, v. PPC Broadband, Inc.*, IPR2014-00440, Paper 47 at 3 (PTAB Apr. 14, 2015).

Exhibit 2034 cites and quotes confidential information in Exhibits 2010–2011 and 2023 which have already been sealed in this Proceeding. The balance of the *Argentum* factors favors sealing the documents at issue. Addressing the *Argentum* factors in turn:

**First**, the information Patent Owner seeks to seal is truly confidential. The 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). Further, those 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).

The information sought to be sealed relates to confidential financial information of Patent Owner. This information includes pricing, costs, profits, licensing, and other terms that impact profitability and business decisions. The information also includes highly confidential business practices information of Patent Owner and a third party, including confidential and sensitive information relating to licensing dealings between Patent Owner and third party. This

information is subject to confidentiality provisions of the agreement itself, as well as is treated as confidential by Patent Owner in its regular business operations.

Accordingly, the unredacted version of the exhibits were marked as HIGHLY CONFIDENTIAL –ATTORNEYS’ EYES ONLY in this proceeding pursuant to an agreement between the parties. Neither Patent Owner, nor the third party have made nor do they intend to make, this information publicly available.

**Second**, Patent Owner and the third-party would suffer several concrete harms from the public disclosure of the confidential information sought to be sealed. The confidential information details sensitive financial terms, including licensing terms, and sales and pricing information, public access to this information would give Patent Owner’s competitors and would-be rivals unfair competitive advantages, including an otherwise unavailable insight into Patent Owner’s pricing and profitability as well as licensing terms, which would place the third party and Patent Owner and third party at a disadvantage in future negotiations.

**Third**, there exists a genuine need to rely in the trial on the specific information sought to be sealed. License agreements and financial information such as those submitted herewith are the type of subject matter for which motions to seal are regularly granted. *See Beckman Coulter, Inc. at Sirigen II Ltd.*, IPR2022-01206, Paper 62 at \*72-74 (PTAB Dec. 21, 2023) (granting motion to seal “financial or competitive information belonging to a third party” and a “license agreement that

contain highly sensitive financial competitive information and that the third party agreed to Patent Owner's use of these documents on the condition they be designed" under protective order.). Moreover, Patent Owner submits that there is a genuine need to rely on the information sought to be sealed to establish that Patent Owner's products practice the claims that Petitioner has challenged in this IPR proceeding, that those products are commercially successful, and to evidence additional secondary indicia of nonobviousness.

*Fourth*, on balance, an interest in maintaining confidentiality outweighs the strong public interest in having an open record. The public interest is well-served in keeping business information readily available and exchangeable between parties without the fear of incidental public exposure of confidential business information. By contrast, the public interest in having access to the confidential information in the documents sought to be sealed is minimal. Moreover, the sealing of this information will have minimal, if any impact at all, on the public's ability to following he proceeding.

### **III. Conclusion**

For the above reasons, Patent Owner requests that the Board seal and protect the Patent Owner and Third-party confidential information contained in Exhibit 2034.

Respectfully submitted,

Dated: January 16, 2026

By: /Erik Halverson/  
Erik Halverson  
Reg. No. 73,552  
**K&L GATES LLP**  
4 Embarcadero Center, Suite 1200  
San Francisco, CA 94111  
erik.halverson@klgates.com  
T: (415) 882-8238  
F: (415) 882-8220

*Counsel for Patent Owner*

**CERTIFICATE OF SERVICE**

I hereby certify that on January 16, 2026, I caused a true and correct copy of the foregoing to be served on the following counsel of record for Petitioners by electronic mail to the following addresses:

Stephen Yang  
stephen.yang@dentons.com  
Kevin R. Greenleaf  
kevin.greenleaf@dentons.com  
Timothy C. Bickham  
timothy.bickham@dentons.com  
Forrest Gothia  
forrest.gothia@dentons.com  
Dentons US LLP  
233 South Wacker Drive,  
Suite 5800  
Chicago, IL 60606  
Tel: (212) 398-4890  
Fax: (212) 768-6800  
Email: ipt.docketchi@dentons.com

By: /Erik Halverson/  
Erik J. Halverson  
Reg. No. 73,552