

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

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

Petitioners,

v.

BARCO N.V.

Patent Owner.

CASE: IPR2024-01439

U.S. PATENT NO. 11,422,951

MOTION TO SEAL

Exhibit List

Exhibit Number	Description
Ex. 2001	Excerpt from File History of Ex Parte Reexamination 90/014,087
Ex. 2002	WIPO Publication WO 2010105335 (“Banerjee”)
Ex. 2003	U.S. Publication US 20100302454 (“Epstein”)
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 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) https://web.archive.org/web/20240810204702/https://www.barco.com/en/about/press-releases/barco-and-crestron-announce-patent-license-agreement-regarding-a
Ex. 2013	<i>ClickShare conferencing & collaboration</i> , BARCO (April 1, 2025), https://web.archive.org/web/20250401012647/https://www.barco.com/en/products/clickshare-conferencing-collaboration#expand

Exhibit Number	Description
Ex. 2014	<i>ClickShare Button</i> , BARCO (February 12, 2025) https://web.archive.org/web/20250212164931/https://www.barco.com/en/product/clickshare-conferencing-button
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: https://www.barco.com/en/about/terms-conditions/patents
Ex. 2018	<i>Patent</i> , CRESTRON (June 12, 2025) https://www.crestron.com/legal/patents?page=1
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) 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
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) https://web.archive.org/web/20250409210411/https://learn.micros

Exhibit Number	Description
	oft.com/en-us/windows-hardware/drivers/usbcon/supported-usb-classes
Ex. 2025	Reserved
Ex. 2026	Dr. Kevin Almeroth's Declaration in IPR2024-01437
Ex. 2027	Dr. Kevin Almeroth's Declaration in IPR2024-01438
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

I. Introduction

Patent Owner requests that the Patent Owner Sur-Reply (Paper 45) be sealed under 37 C.F.R. § 42.54. Good cause to seal these documents exists because they reference sensitive, nonpublic information described in sealed Exhibits 2011 and 2023. Redacted versions of Patent Owner Sur-Replies are being filed herewith.

Patent Owner certifies that it has conferred with Petitioner through counsel, and Petitioner stated, “Petitioner does not oppose PO’s request, solely for consistency because Exhibits 2010, 2011, and 2023 had previously been sealed in these proceedings.”

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).

Exhibits 2011 and 2023 have already been sealed as containing the confidential business information of a Third Party that has been produced in the underlying district court action. *See* Paper 27. The Patent Owner Sur-Reply cites to and quotes from the confidential portions of Exhibits 2011 and 2023.

First, the information Patent Owner seeks to seal is truly confidential. The information contained in Exhibit 2011 and Exhibit 2023 relate to confidential business practices, including confidential and sensitive information relating to licensing dealings between Patent Owner and third parties. The agreement itself (Exhibit 2011) is also subject to confidentiality provisions and is treated as confidential by Patent Owner in its regular business operations.

Second, Patent Owner and the third-party would suffer several concrete harms from the public disclosure of the confidential information. This information referenced from the sealed exhibits includes financial terms, including licensing terms, and sales information, which would give Patent Owner and the third party's competitors unfair competitive advantages, which would otherwise be unavailable. Moreover, knowledge of such information would put 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.). The information sought to be sealed is useful to show that the secondary indicia of nonobviousness of the Challenged Patent.

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.

As previously articulated in Paper 21, and as ordered in Paper 27, the balance of the *Argentum* factors favors sealing the documents at issue.

Respectfully submitted,

Dated: December 15, 2025

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 December 15, 2025, 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