UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

JUMIO CORP.,
Petitioner

v.

FACETEC, INC.,
Patent Owner

Case IPR2025-00107
U.S. Patent No. 11,157,606

PATENT OWNER'S MOTION TO SEAL

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I. Introduction

Patent Owner requests that the confidential version of Exhibit A to Patent Owner's Motion to File Supplemental Information Under 37 C.F.R. § 42.123 be sealed under 37 C.F.R. § 42.14. Exhibit A contains business and technical information that FaceTec has designated as "PROTECTIVE ORDER MATERIAL – ATTORNEYS' EYES ONLY" under the Protective Order granted by the Board on October 9, 2025. *See* Paper 40; Ex. 1054. FaceTec has filed a public version of Exhibit A that includes narrowly tailored redactions, protecting the confidential information.

The confidential version of Exhibit A to Patent Owner's Motion to File Supplemental Information that FaceTec seeks to seal includes highly confidential business and technical information, including licensee use of FaceTec's software and sensitive technical information about FaceTec's software and products. The materials relate to FaceTec's core business and would cause significant harm to FaceTec's competitive position if released to the public.

FaceTec respectfully requests that this information be shielded from public view at least because of the status of the parties as competitors, the parties' negotiated confidentiality provisions in the entered Protective Order, and the wide acceptance that highly sensitive and confidential business and technical

information, such as that at stake here, should be afforded protections from disclosure.

Pursuant to 37 C.F.R. § 42.54, FaceTec certifies that on the day before filing, it contacted Petitioner to learn whether Petition opposes this motion. Petitioner did not respond.

II. Identification of Confidential Information

The confidential information is contained in Exhibit A to Patent Owner's Motion to File Supplemental Information at pages 2-7 and 11-14.

III. The Board Should Seal the Sur-Reply

Good causes exists to allow FaceTec to file Exhibit A to Patent Owner's Motion to File Supplemental Information under seal. The confidential material falls into two categories: (1) non-public business information and (2) non-public business agreements.

Both categories contain highly sensitive, non-public, commercial information. Disclosure of such information would create an elevated risk of commercial or apparent harm to FaceTec (or the second category, to Petitioner as well). The parties have conferred and the Board has entered a Protective Order to protect this type of confidential information. Moreover, FaceTec has submitted concurrent public versions of Exhibit A to Patent Owner's Motion to File Supplemental Information, striking the necessary balance between the public's

interest in maintaining a complete and understandable record and the parties' interest in protecting truly sensitive information. 77 Fed. Reg. 48756, 48760, 48770 (Aug. 14, 2012).

Regarding the first category—business strategy information—FaceTec requests that the Board seal Exhibit A to Patent Owner's Motion to File Supplemental Information, which contains FaceTec's highly sensitive business information involving FaceTec's technical and software descriptions, including information which FaceTec previously moved to seal in Papers 42 and 58.

Regarding the second category—business agreements—FaceTec requests that the Board seal Exhibit A to Patent Owner's Motion to File Supplemental Information, containing business strategy and sensitive agreements involving FaceTec and Petitioner.

FaceTec has taken steps to guard against the disclosure of this information but relies on each category of information to show the operation of FaceTec's commercial product, and to establish nexus and specific objective evidence of non-obviousness.

For each of the above categories of information, the potential harm from disclosure of this information substantially outweighs the public's interest in a fully open record. This financial, technical, and business information is highly sensitive to FaceTec (and to Petitioner) and the disclosure of such information

could cause serious competitive harm, at the very least by providing competitors with a strategic and unfair advantage against FaceTec in the marketplace.

The Board should accordingly grant this motion.

IV. Certification of Non-Publication

The undersigned counsel certifies the information sought to be sealed by this motion to seal has not, to their knowledge, been published or otherwise made public.

V. Conclusion

For the reasons set forth above, Patent Owner respectfully requests that the Board grant this motion to seal.

Date: March 3, 2026

Respectfully submitted,

/Kassandra M. Officer/
Kassandra M. Officer, Back-up Counsel
Reg. No. 74,083

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that the foregoing **PATENT OWNER'S MOTION TO SEAL** was served on March 3, 2026, via email directed to counsel of record for Petitioner at the following:

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Dated: March 3, 2026

By: /Lisa C. Hines/
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