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 its Demonstratives, filed concurrently herewith, be sealed under 37 C.F.R. §§ 42.14 and 42.54. The Demonstratives contain 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 its Demonstratives that includes narrowly tailored redactions, protecting the confidential information.

The designated materials of Patent Owner's Demonstratives that FaceTec seeks to seal include highly confidential business and financial 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 also includes a request to seal information designated by Petitioner as PROTECTIVE ORDER MATERIAL – ATTORNEYS' EYES ONLY, namely agreements and related information between Petitioner and iProov.

Patent Owner's Demonstratives discuss the same information that Patent Owner has previously sought and was permitted to seal. Indeed, this designated material cites, relies on, and excerpts arguments contained in Patent Owner's

Response (Paper 43) and certain declarations and exhibits filed concurrently therewith (Exhibits 2051-2056, 2058, 2059 and accompanying appendices, 2061 and accompanying appendices, 2067, 2073, and 2083), as well as Patent Owner's Sur-Reply (Paper 59). Patent Owner filed accompanying Motions to Seal (Paper 42 and Paper 58, respectively) with each of those papers.

As explained in the previously granted Motion, 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 it conferred in good faith with Petitioner regarding this motion, and Petitioner does not oppose this request.

II. Identification of Confidential Information

The confidential information is contained in Patent Owner's Demonstratives at pages 12, 19, 39, 41, 44, 58, 60, 75, and 77.

III. The Board Should Seal the Demonstratives

Good causes exists to allow FaceTec to file select pages of its Demonstratives under seal. The confidential material falls into three categories: (1)

non-public financial information; (2) non-public business information; and (3) non-public business agreements.

Each of these 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 each category, to Petitioner and/or another party, iProov, 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 its Demonstratives, 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—confidential financial information—FaceTec requests that the Board seal its Demonstratives which contain FaceTec's highly sensitive, non-public financial information, including sales and revenues. The information also includes sales information involving Petitioner, including information which FaceTec previously moved to seal in Papers 42 and 58.

Regarding the second category—business strategy information—FaceTec requests that the Board seal its Demonstratives, 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 third category—business agreements—FaceTec requests that the Board seal its Demonstratives, containing business strategy and sensitive agreements involving FaceTec, Petitioner, and another party, iProov.

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. FaceTec also relies on evidence of Petitioner's indemnity agreement to establish that another party, iProov, is a real party in interest and is in privity with Petitioner.

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 12, 2026

Respectfully submitted,

/Joshua L. Goldberg/
Joshua L. Goldberg
Reg. No. 59,369

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 12, 2026, via email directed to counsel of record for Petitioner at the following:

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Dated: March 12, 2026

By: /Lisa C. Hines/
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