UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

JUMIO CORP.,
Petitioner

v.

FACETEC, INC.,
Patent Owner

Case IPR2025-00108
U.S. Patent No. 11,693,938

PATENT OWNER'S MOTION TO SEAL

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I. Introduction

Patent Owner requests that the confidential version of its Objections to Petitioner's Demonstratives, filed concurrently herewith, be sealed under 37 C.F.R. §§ 42.14 and 42.54. Patent Owner's Objections excerpt Petitioner's confidential demonstratives, which 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 Objections that includes narrowly tailored redactions, protecting the confidential information.

The designated materials of Patent Owner's Objections that FaceTec seeks to seal include highly confidential business information, including 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 between Petitioner and iProov.

Patent Owner's Objections discuss and excerpt the same information that the parties, including Petitioner, have previously sought to seal. *See* Paper 71.

As explained in the previous motions to seal, 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, because Petitioner has previously sought to seal this same information in its Motion to Seal (Paper 71), FaceTec understands that Petitioner does not oppose this request.

II. Identification of Confidential Information

The confidential information is contained in Patent Owner's Objections at pages 11 (Slide 155) and 13 (Slide 182).

III. The Board Should Seal the Objections

Good causes exists to allow FaceTec to file select pages of its Objections under seal. The confidential material falls into two categories: (1) non-public business information and (2) 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 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 Objections, 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 its Objections, which contains FaceTec's highly sensitive business information involving FaceTec's technical and software descriptions, including information which FaceTec (and Petitioner) previously moved to seal in at least Papers 42, 50, 58, and 71.

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

FaceTec has taken steps to guard against the disclosure of this information and the potential harm from disclosure of this information substantially outweighs the public's interest in a fully open record. This 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 by FaceTec. Petitioner inadvertently filed this information publicly, but the disclosure was temporary and should not be held against FaceTec here.

V. Conclusion

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

Date: March 16, 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 16, 2026, via email directed to counsel of record for Petitioner at the following:

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Dated: March 16, 2026

By: /Lisa C. Hines/
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