

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

JUMIO CORP.,  
Petitioner,

v.

FACETEC, INC.,  
Patent Owner.

---

IPR2025-00106 ((Patent 10,776,471 B2)  
IPR2025-00107 (Patent 11,157,606 B2)  
IPR2025-00108 (Patent 11,693,938 B2)  
IPR2025-00109 (Patent 11,874,910 B2)<sup>1</sup>

---

Before GARTH D. BAER, NABEEL U. KHAN, and BACH V. HOANG,  
*Administrative Patent Judges.*

KHAN, *Administrative Patent Judge.*

ORDER  
Granting Parties' Motions to Seal  
*37 C.F.R. §§ 42.14, 42.54*

---

<sup>1</sup> We issue one Order to be entered in each proceeding. The combined caption is for administrative convenience only and does not indicate a joined case or an expanded panel.

IPR2025-00106 ((Patent 10,776,471 B2)  
IPR2025-00107 (Patent 11,157,606 B2)  
IPR2025-00108 (Patent 11,693,938 B2)  
IPR2025-00109 (Patent 11,874,910 B2)

The Board previously granted Petitioner’s motion (Paper 28) for entry of a “modified” Protective Order.<sup>2</sup> Paper 40. Pursuant to this protective order, Patent Owner requests to seal designated information in the confidential version of its Response (Paper 43) and certain confidential versions of exhibits to the same (Exs. 2059, 2061, 2051–2056, 2058, 2067, 2073, and 2083), designated information in the confidential version of its Sur-reply (Paper 59), the confidential version of Exhibit A to Patent Owner’s Motion to File Supplemental Information (Paper 64), and the confidential version of its demonstratives (Paper 69), as well as the confidential version of its opposition to Petitioner’s demonstratives (Paper 75). Papers 42, 58, 63, 68, 74.<sup>3</sup> Petitioner likewise requests to seal designated information in its Reply (Paper 52) and certain confidential versions of exhibits to the same (Exs. 1059, 1060, 1082) and the confidential version of its demonstratives (Paper 72), as well as the confidential version of its opposition to Patent Owner’s demonstratives (Paper 78) and the confidential version of its opposition to Patent Owner’s Motion to File Supplemental Information (Paper 82). Papers 50, 71, 77, 81.

These Papers and Exhibits contain information designated by Petitioner under the modified Protective Order as containing “Protective

---

<sup>2</sup> Petitioner submitted a proposed protective order, which modified the Board’s Default Protective Order and includes a marked-up version as Exhibit 1053 and a clean version as Exhibit 1054.

<sup>3</sup> We refer to Papers and Exhibits in IPR2025-00106. We note, however, that the Paper numbers and Exhibit numbers are the same for each proceeding except for Petitioner’s Reply, which is Paper 51 in each of IPR2025-00107, IPR2025-00108 and IPR2025-00109.

IPR2025-00106 ((Patent 10,776,471 B2)  
IPR2025-00107 (Patent 11,157,606 B2)  
IPR2025-00108 (Patent 11,693,938 B2)  
IPR2025-00109 (Patent 11,874,910 B2)

Order Material—Attorney’s Eyes Only.” Specifically, Patent Owner and Petitioner submit that the designated material includes Patent Owner’s sensitive and confidential business information, including Patent Owner’s financial information. Paper 42, 3–5; Paper 50, 1.

A party may move to seal confidential information including, *inter alia*, sensitive commercial information. 37 C.F.R. § 42.54. It is the movant’s burden to show good cause for sealing such information, and we balance the party’s asserted need for confidentiality with the strong public interest in open proceedings. *Argentum Pharms. LLC v. Alcon Research, Ltd.*, IPR2017-01053, Paper 27 at 4 (PTAB Jan. 19, 2018) (informative).

The parties provide a sufficient explanation and have shown good cause for sealing the designated portions of Exhibits 1059, 1060, 1082, 2059, 2061, 2051–2056, 2058, 2067, 2073, and 2083, and the related portions of the Response, Reply, and Sur-Reply, as well as the confidential versions of Exhibit A to Patent Owner’s Motion to File Supplemental Information, the parties’ demonstratives and the oppositions thereto. Moreover, the parties provide a public version of each Paper and of each Exhibit with redactions limited to Patent Owner’s business confidential information so the record may remain clear and reasonably open.

Accordingly, the confidential versions of Exhibits 1059, 1060, 1082, 2059, 2061, 2051–2056, 2058, 2067, 2073, and 2083, Patent Owner’s Response (Paper 43), Petitioner’s Reply (Paper 52), and Patent Owner’s Sur-reply (Paper 59) are sealed. We likewise seal the confidential version of the parties’ demonstratives (Papers 69, 72) and oppositions thereto (Papers 75, 78) and Patent Owner’s Motion to File Supplemental Information (Paper 64)

IPR2025-00106 ((Patent 10,776,471 B2)  
IPR2025-00107 (Patent 11,157,606 B2)  
IPR2025-00108 (Patent 11,693,938 B2)  
IPR2025-00109 (Patent 11,874,910 B2)

and Petitioner's opposition thereto (Paper 82), which contain information from the sealed materials discussed above.

We remind the parties that confidential information that is subject to a protective order ordinarily becomes public forty-five (45) days after final judgment in a trial. *See* the Patent Trial and Appeal Board's Consolidated Trial Practice Guide<sup>4</sup> (84 Fed. Reg. 64,280 (Nov. 21, 2019)), 21–22. There is an expectation that information will be made public when the existence of the information is identified in a final written decision following a trial. *Id.* After final judgment in a trial, a party may file a motion to expunge confidential information from the record prior to the information becoming public in accordance with 37 C.F.R. § 42.56.

In consideration of the foregoing, it is hereby

ORDERED that Petitioner's Motions to Seal (Papers 50, 71, 77, and 81) are *granted*;

FURTHER ORDERED that Patent Owner's Motions to Seal (Papers 42, 58, 63, 68, 74) are *granted*; and

FURTHER ORDERED that the confidential versions of Papers 43, 51 (in IPR2025-00107, IPR2025-00108, and IPR2025-00109), 52 (in IPR2025-00106), 59, 64, 69, 72, 75, 78, and 82, and Exhibits 1059, 1060, 1082, 2059, 2061, 2051–2056, 2058, 2067, 2073, and 2083, shall remain sealed and designated as "Board and Parties Only" until further notice.

---

<sup>4</sup> Available at <https://www.uspto.gov/TrialPracticeGuideConsolidated>.

IPR2025-00106 ((Patent 10,776,471 B2)  
IPR2025-00107 (Patent 11,157,606 B2)  
IPR2025-00108 (Patent 11,693,938 B2)  
IPR2025-00109 (Patent 11,874,910 B2)

FOR PETITIONER:

Alex Yap  
Mehran Arjomand  
Jean Nguyen  
MORRISON & FOERSTER LLP  
ayap@mofo.com  
marjomand@mofo.com  
jnguyen@mofo.com

FOR PATENT OWNER:

Joshua Goldberg  
Christopher Johns  
Jason Stach  
Chen Zang  
Anthony Berlenbach  
FINNEGAN, HENDERSON, FARABOW,  
GARRETT, & DUNNER LLP  
joshua.goldberg@finnegan.com  
christopher.johns@finnegan.com  
jason.stach@finnegan.com  
chen.zang@finnegan.com  
anthony.berlenbach@finnegan.com