UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICRON TECHNOLOGY, INC.,
Petitioner
v.

YANGTZE MEMORY TECHNOLOGIES COMPANY, LTD.,
Patent Owner

Case No. IPR2025-00228
U.S. Patent No. 11,101,276

JOINT MOTION TO EXPUNGE CONFIDENTIAL INFORMATION FROM THE RECORD

Pursuant to 37 C.F.R. § 42.56, Petitioner Micron Technology, Inc. ("Micron") and Patent Owner Yangtze Memory Technologies Company, Ltd. ("YMTC") respectfully file this Joint Motion to Expunge a confidential document filed under seal in this proceeding.

I. Background

On November 29, 2024, in connection with its Petition for *Inter Partes* Review of U.S. Patent No. 11,101,276, Petitioner filed a motion to file a confidential document under seal and entry of the Board's default Protective Order to seal Exhibit 1019. *See* Paper 3. Exhibit 1019 is an excerpt from YMTC's Exemplary Infringement Claim Chart for U.S. Patent No. 11,101,276, dated October 2, 2024. Exhibit 1019 contains highly detailed, sensitive, confidential, and non-public information concerning the design, development, functionality, and operation of Micron's Accused Products. In addition, as discussed in Petitioner's motion to file Exhibit 1019 under seal, this exhibit should not be made public because the information is the confidential and proprietary business information of a third party, TechInsights, Inc. *See id.* at 2-3. On July 20, 2026, the Board issued a Final Written Decision Determining All Challenged Claims Unpatentable (Paper 59).

II. Exhibit 1019, Which Was Filed Under Seal In This Proceeding, Should Be Expunged

Petitioner and Patent Owner request that Exhibit 1019 be expunged from the record. The confidential nature of the documents and the minimal impact

expungement would have on the public's understanding of the file history weigh in favor of granting this motion.

According to Patent Trial and Appeal Board practice, and as noted by the Board, "[c]onfidential information that is subject to a protective order ordinarily would become public 45 days after" the Final Written Decision. *See* Patent Trial and Appeal Board Consolidated Trial Practice Guide (November 2019) ("CTPG") at 21-22. However, "[a] party seeking to maintain the confidentiality of information … may file a motion to expunge the information from the record prior to the information becoming public." CTPG, 22; *see also* 37 C.F.R. § 42.56. In deciding whether to expunge confidential information, the Board must balance "the needs of the parties to submit confidential information with the public interest in maintaining a complete and understandable file history." CTPG, 22.

For reasons stated in Petitioner's motion to seal (Paper 3), the information sought to be expunged constitutes confidential information. There is "an expectation that [confidential] information will be made public" only when "the existence of the information is referred to in a decision to grant or deny a request to institute a review or is identified in a final written decision following a trial." CTPG, 22. The Board has previously granted motions to expunge confidential documents where the expunged documents were not necessary to understand the Board's decisions. *See Unverferth Mfg. Co., Inc. v. J&M Mfg. Co., Inc.*, IPR2014-00758, Paper 29, 2

(P.T.A.B. Sept. 30, 2015) (granting motion to expunge because the final written decision did not rely on the expunged document and "the file and decision remain understandable in the absence of" the expunged document); *Apple Inc. v. Rembrandt Wireless Techs., LP*, IPR2020-00033, Paper 18, 5-6 (P.T.A.B. Apr. 1, 2020) (granting motion to expunge because "no decision relied on the documents containing confidential information" and "the record would not be less understandable if the requested documents were expunged"); *RPX Corp. v. VirnetX Inc.*, IPR2014-00171, Paper 62 (P.T.A.B. Sept. 9, 2014) (granting motion to expunge because the final written decision did not rely on the expunged documents). In these situations, the "public interest in maintaining a complete and understandable file history" is not compromised. CTPG, 22.

Exhibit 1019 was not relied on by the Board when reaching its Final Written Decision, and the Board has not relied on the confidential document anywhere else in this proceeding. *See* Paper 59. The record is therefore understandable even if these confidential documents are expunged.

Additionally, Exhibit 1019 is designated HIGHLY CONFIDENTIAL – ATTORNEY'S EYES ONLY and is under protective orders in both this proceeding and the district court litigation between the parties. Thus, there is equally good cause to keep this exhibit from the public record, especially where the documents was not relied on by the Board in its decision.

Furthermore, the public's understanding of the parties' arguments is not hindered simply because they cannot access this document. Importantly, the Petition, which cites to Exhibits 1019, is not redacted, and therefore, the public's understanding of the parties' arguments is not hindered simply because they cannot read the confidential technical information contained in Exhibit 1019. *See* Paper 1.

Accordingly, Petitioner and Patent Owner respectfully submit that good cause exists here and requests the Board expunge from the record Exhibit 1019.

III. Conclusion

For the reasons set forth above, Petitioner and Patent Owner respectfully request that the Joint Motion to Expunge Confidential Information be granted.

Respectfully submitted,

Dated: July 30, 2026

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CERTIFICATE OF SERVICE

The undersigned hereby confirms that the foregoing paper was caused to be served on July 30, 2026 via electronic mail, upon the following attorneys of record for the Patent Owner:

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