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Paper 26
Date: August 8, 2025

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.

IPR2025-00244
Patent 10,886,291 B2

Before JO-ANNE M. KOKOSKI, KIMBERLY McGRAW, and MICHAEL T. CYGAN, *Administrative Patent Judges*.

McGRAW, *Administrative Patent Judge*.

ORDER
Granting Motion to Seal
37 C.F.R. § 42.20
Granting Motion for Entry of Protective Order
37 C.F.R. § 42.54(a)

Micron Technology Inc. ("Petitioner" or "Micron") filed a "Motion to File Confidential Document Under Seal Pursuant to 37 C.F.R. §§ 42.14 & 42.55." Paper 3 ("Mot." or "Motion"). The Motion also included a request to enter the Default Protective Order found in Appendix B of the Trial Practice Guide. Mot. 3.

Micron states that Exhibit 1015 is a three-page excerpt from Yangtze Memory Technologies Company, Ltd.'s ("Patent Owner" or "YMTC") Exemplary Infringement Claim Chart from the co-pending district court action in which Patent Owner asserts Micron's accused product reads upon claim limitations of the patent challenged in this proceeding. Mot. 2. Micron asserts that the entirety of the excerpt from YMTC's infringement claim chart contains the confidential and proprietary business information of TechInsights, Inc. ("TechInsights") as it contains images and analysis of Micron's accused product, and TechInsights considers the images and analysis contained in Exhibit 1015 to be its confidential and proprietary information. *Id.* at 1–2; *see also id.* (stating TechInsights is in the business of selling access to this type of information and not making it publicly available). Micron further asserts that Exhibit 1015 has been designated as HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY under the protective order applicable in a related district court litigation and that, to the best of its knowledge, the information in Exhibit 1015 has not been published or otherwise made publicly available. *Id.* at 3.

YMTC does not oppose the Motion to seal Exhibit 1015 or to enter the Default Protective Order.

For the purposes of this Order, we accept Micron's representation that Exhibit 1015 contains the confidential and proprietary business information of third party TechInsights. After consideration of the Motion to Seal and

accompanying papers, we grant Micron's request to seal Exhibit 1015. We also grant Micron's request to enter the Board's default protective order.

The parties are reminded that confidential information subject to a protective order ordinarily becomes public 45 days after denial of a petition to institute or 45 days after final judgment in a trial. *See* Consolidated Trial Practice Guide (Nov. 2019) pp. 21–22 (available at www.uspto.gov/TrialPracticeGuideConsolidated). There is an expectation that information will be made public when the existence of the information is referred to in a decision to grant or deny a request to institute review or is identified in a final written decision following a trial. *Id.* at 22. A party seeking to maintain the confidentiality of information, however, may file a motion to expunge confidential information from the record prior to the information becoming public. *Id.; see also* 37 C.F.R. § 42.56.

It is:

ORDERED that Micron's Motion to Seal Exhibit 1015 is granted; and

FURTHER ORDRED that Micron's Motion for entry of the Default Protective Order is granted.

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