

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ENTEGRIS, INC.
Petitioner,

v.

INPRIA CORP.
Patent Owner.

Case No. IPR2025-00267
U.S. Patent 11,673,903

PETITIONER’S MOTION FOR ENTRY OF PROTECTIVE ORDER

Petitioner Entegris, Inc. (“Entegris” or “Petitioner”) hereby moves for entry of a Proposed Protective Order appended below as Attachment A. This Proposed Protective Order is revised from the Board’s Default Protective Order to reflect the parties’ agreement. Good cause exists to enter the Proposed Protective Order as explained below.

I. Motion for Protective Order

The Proposed Protective Order attached as Appendix A modifies the Board’s Default Protective Order in Appendix B of the Patent Trial and Appeal Consolidated Trial Practice Guide, November 2019 (“TPG”) to allow for designation of produced material at a higher level of confidentiality, “HIGHLY CONFIDENTIAL – OUTSIDE COUNSEL ONLY.”¹ Counsel for Petitioner and Patent Owner have met and conferred regarding this Proposed Protective Order and agree to its entry as filed attached. Pursuant to 37 C.F.R. § 42.54, Petitioner moves for entry of the attached Protective Order attached as Appendix A.

II. CONCLUSION

For the reasons stated above, the Board should grant this Motion for entry of the Proposed Protective Order submitted herewith.

¹ The revisions made to the Board's Default Protective Order are reflected in the redline version attached as Attachment B.

Respectfully submitted,
BAKER BOTTS L.L.P.

Date: December 10, 2025

/ Eliot D. Williams /

Eliot D. Williams, Reg. No. 50, 822
Lead Counsel for Petitioner

CERTIFICATE OF SERVICE

In accordance with 37 C.F.R. §§42.6(e) and 42.105, the undersigned certifies that on the 10th day December 2025, a complete and entire copy of the foregoing Motion for Entry of Protective Order was served via email to Patent Owner at the following addresses:

PH-Entegris-Inpria-IPR@paulhastings.com

Respectfully submitted,
BAKER BOTTS L.L.P.

Date: December 10, 2025

/ Eliot D. Williams /

Eliot D. Williams, Reg. No. 50, 822
Lead Counsel for Petitioner

Attachment A

UNITED STATES PATENT AND TRADEMARK OFFICE

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PROPOSED PROTECTIVE ORDER

The following Proposed Protective Order will govern the filing and treatment of confidential information in the proceeding:

Protective Order

This protective order governs the treatment and filing of confidential information, including documents and testimony.

1. Confidential information shall be clearly marked “PROTECTIVE ORDER MATERIAL.” Confidential information that is highly confidential shall be further marked “HIGHLY CONFIDENTIAL – OUTSIDE COUNSEL ONLY.”

2. Access to highly confidential information is limited to the following individuals who have executed the acknowledgment appended to this order:

(A) Outside Counsel of the Parties. Outside counsel of record to the parties involved in the proceeding.

(B) Support Personnel. Administrative assistants, clerical staff, court reporters and other support personnel of the foregoing persons who are reasonably necessary to assist those persons in the proceeding shall not be required to sign an Acknowledgement, but shall be informed of the terms and requirements of the Protective Order by the person they are supporting who receives confidential information.

(C) The Office. Employees and representatives of the United States Patent and Trademark Office who have a need for access to the confidential information shall have such access without the requirement to sign an Acknowledgement. Such employees and representatives shall include the Director, members of the Board and their clerical staff, other support personnel, court reporters, and other persons acting on behalf of the Office.

3. Persons identified above in (2)(A)–(C) shall also have access to confidential information that is not highly confidential. In addition, the following individuals, to the extent not otherwise encompassed above in (2)(A)–(C), who have executed the acknowledgment appended to this order may have access to confidential information that is not highly confidential:

(A) Parties. Persons who are owners of a patent involved in the proceeding and other persons who are named parties to the proceeding.

(B) Party Representatives. Representatives of record for a party in the proceeding.

(C) Experts. Retained experts of a party in the proceeding who further certify in the Acknowledgement that they are not a competitor to any party, or a consultant for, or employed by, such a competitor with respect to the subject matter of the proceeding.

(D) In-house counsel. In-house counsel of a party.

4. Employees (e.g., corporate officers), consultants, or other persons performing work for a party, other than those persons identified above in (2)(A)–(C) and 3(A)–(D), shall be extended access to confidential information only upon agreement of the parties or by order of the Board upon a motion brought by the party seeking to disclose confidential information to that person and after signing the Acknowledgment. The party opposing disclosure to that person shall have the burden of proving that such person should be restricted from access to confidential information.

5. Persons receiving confidential information shall use reasonable efforts to maintain the confidentiality of the information, including:

(A) Maintaining such information in a secure location to which persons not authorized to receive the information shall not have access;

(B) Otherwise using reasonable efforts to maintain the confidentiality of the information, which efforts shall be no less rigorous than those the recipient uses to maintain the confidentiality of information not received from the disclosing party;

(C) Ensuring that support personnel of the recipient who have access to the confidential information understand and abide by the obligation to maintain the confidentiality of information received that is designated as confidential; and

(D) Limiting the copying of confidential information to a reasonable number of copies needed for conduct of the proceeding and maintaining a record of the locations of such copies.

6. Persons receiving confidential information shall use the following procedures to maintain the confidentiality of the information:

(A) Documents and Information Filed With the Board.

(i) A party may file documents or information with the Board along with a Motion to Seal. The Motion to Seal should provide a non-confidential description of the nature of the confidential information that is under seal, and set forth the reasons why the information is confidential and should not be made available to the public. A party may challenge the confidentiality of the information by opposing the Motion to Seal. The documents or information shall remain under seal unless the Board determines that some or all of it does not qualify for confidential treatment.

(ii) Where confidentiality is alleged as to some but not all of the information submitted to the Board, the submitting party shall file confidential and non-confidential versions of its submission, together with a Motion to Seal the confidential version setting forth the reasons why the information redacted from the non-confidential version is confidential and should not be made available to the public. A party may challenge the confidentiality of the information by opposing the Motion to Seal. The non-confidential version of the submission shall clearly indicate the locations of information that has been redacted. The confidential version of the submission shall be filed under seal. The redacted information shall remain under seal unless the Board determines that some or all of the redacted information does not qualify for confidential treatment.

(B) Documents and Information Exchanged Among the Parties.

Documents (including deposition transcripts) and other information designated as confidential that are disclosed to another party during discovery or other proceedings before the Board shall be clearly marked as “PROTECTIVE ORDER MATERIAL” and shall be produced in a manner that maintains its confidentiality.

7. Pursuant to Federal Rule of Evidence 502(d), the production of privileged or work-product-protected documents, electronically stored information

(“ESI”), or other materials—whether inadvertent or otherwise—shall not constitute a waiver of any privilege or protection in this case or in any other federal or state proceeding.

8. Within 60 days after the final disposition of this action, including the exhaustion of all appeals and motions, each party receiving confidential information must return, or certify the destruction of, all copies of the confidential information to the producing party.

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Standard Acknowledgment for Access to Protective Order Material

I _____, affirm that I have read the Protective Order; that I will abide by its terms; that I will use the confidential information only in connection with this proceeding and for no other purpose; that I will only allow access to support staff who are reasonably necessary to assist me in this proceeding; that prior to any disclosure to such support staff I informed or will inform them of the requirements of the Protective Order; that I am personally responsible for the requirements of the terms of the Protective Order and I agree to

submit to the jurisdiction of the Office and the United States District Court for the Eastern District of Virginia for purposes of enforcing the terms of the Protective Order and providing remedies for its breach.

By: _____

Date: _____

Attachment B

~~DEFAULT~~ UNITED STATES PATENT AND TRADEMARK OFFICE

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(A) Outside Counsel of the Parties. Outside counsel of record to the parties involved in the proceeding.

~~(A) Parties. Persons who are owners of a patent involved in the proceeding and other persons who are named parties to the proceeding.~~

~~(B)(A) Party Representatives. Representatives of record for a party in the proceeding.~~

~~(C)(A) Experts. Retained experts of a party in the proceeding who further certify in the Acknowledgement that they are not a competitor to any~~

~~party, or a consultant for, or employed by, such a competitor with respect to the subject matter of the proceeding.~~

~~(D)(A) In-house counsel. In-house counsel of a party.~~

~~(E)(B)~~ Support Personnel. Administrative assistants, clerical staff, court reporters and other support personnel of the foregoing persons who are reasonably necessary to assist those persons in the proceeding shall not be required to sign an Acknowledgement, but shall be informed of the terms and requirements of the Protective Order by the person they are supporting who receives confidential information.

~~(F)(C)~~ The Office. Employees and representatives of the United States Patent and Trademark Office who have a need for access to the confidential information shall have such access without the requirement to sign an Acknowledgement. Such employees and representatives shall include the Director, members of the Board and their clerical staff, other support personnel, court reporters, and other persons acting on behalf of the Office.

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3.4. Employees (e.g., corporate officers), consultants, or other persons performing work for a party, other than those persons identified above in ~~(d)~~(2)(A)–~~(EC)~~ and 3(A)-(D), shall be extended access to confidential information only upon agreement of the parties or by order of the Board upon a motion brought by the party seeking to disclose confidential information to that person and after signing the Acknowledgment. The party opposing disclosure to that person shall have the burden of proving that such person should be restricted from access to confidential information.

4.5. Persons receiving confidential information shall use reasonable efforts to maintain the confidentiality of the information, including:

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- (C) Ensuring that support personnel of the recipient who have access to the confidential information understand and abide by the obligation to maintain the confidentiality of information received that is designated as confidential; and
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(ii) Where confidentiality is alleged as to some but not all of the information submitted to the Board, the submitting party shall file confidential and non-confidential versions of its submission, together with a Motion to Seal the confidential version setting forth the reasons why the information redacted from the non-confidential version is confidential and should not be made available to the public. A party may challenge the confidentiality of the information by opposing the Motion to Seal. The non-confidential version of the submission shall clearly indicate the locations of information that has been redacted. The confidential version of the submission shall be filed under seal. The redacted information shall remain under seal unless the Board determines that some or all of the redacted information does not qualify for confidential treatment.

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submit to the jurisdiction of the Office and the United States District Court for the Eastern District of Virginia for purposes of enforcing the terms of the Protective Order and providing remedies for its breach.

By: _____

Date: _____