

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PADAGIS US LLC,
Petitioner,

v.

NEURELIS, INC.,
Patent Owner.

IPR2025-00464 (Patent 8,895,546 B2)
IPR2025-00465 (Patent 11,241,414 B2)
IPR2025-00466 (Patent 11,793,786 B2)¹

Before GRACE KARAFFA OBERMANN, ANNETTE R. REIMERS, and
TIMOTHY G. MAJORS, *Administrative Patent Judges*.

MAJORS, *Administrative Patent Judge*.

ORDER

Granting Joint Motion for Entry of Default Protective Order; Granting
Patent Owner's Motion to Seal (Paper 25)
37 C.F.R. §§ 42.14, 42.54, 42.55

¹ This Order addresses issues common to the listed cases. Therefore, we exercise our discretion to issue one Order to be filed in each case. The parties are not authorized to use this style heading.

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I. BACKGROUND

On December 19, 2025, the parties jointly moved for entry of the Board’s Default Protective Order (hereafter the “Protective Order”) in the above-captioned proceedings. *See* Paper 24.² The Protective Order is included as Appendix A to the parties’ joint motion. *Id.* at App’x A. Patent Owner also filed a Motion to Seal Exhibits 2030 and 2031. Paper 25 (“Motion” or “Mot.”).

II. ANALYSIS

The Board recognizes “a strong public policy for making all information filed in a quasi-judicial administrative proceeding open to the public, especially in an inter partes review which determines the patentability of claims in an issued patent and therefore affects the rights of the public.” *Garmin Int’l v. Cuozzo Speed Tech., LLC*, IPR2012-00001, Paper 34, 1–2 (PTAB Mar. 14, 2013). Except as otherwise ordered by the Board, the record of an IPR shall be made available to the public. 35 U.S.C. § 316(a)(1); 37 C.F.R. § 42.14.

The standard for granting a motion to seal is “for good cause.” 37 C.F.R. §§ 42.20(c), 42.54(a). In determining whether good cause has been shown, the Board considers, among other things, whether the information sought to be sealed is truly confidential and whether the expressed interest in maintaining confidentiality outweighs the strong public interest in an open record. *Argentum Pharm. LLC v. Alcon Rsch., Ltd.*, IPR2017-01053, Paper 27, 2–3 (PTAB Jan. 19, 2018) (informative).

² We reference papers and exhibits as filed in IPR2025-00465. Similar filings were made in IPR2025-00464 and IPR2025-00466.

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Patent Owner argues that good cause exists to seal Exhibits 2030 and 2031. Mot. 1–3. According to Patent Owner, the exhibits comprise, respectively, a Master Services Agreement with a third party and an Asset Purchase Agreement that disclose, *inter alia*, highly confidential research milestones, pricing, and royalty payments that would allegedly harm Patent Owner if that information was disclosed publicly. *Id.* Patent Owner also contends that it will rely on those exhibits in these proceedings in support of a safe harbor defense it plans to raise under 35 U.S.C. § 103(c). *Id.* Patent Owner further notes that the subject agreements have been produced and marked as highly confidential in parallel district court proceedings. *Id.* Petitioner filed no opposition to the Motion.

We grant Patent Owner’s Motion to seal Exhibits 2030 and 2031 at this time. The exhibits do appear to include certain information (e.g., pricing and royalty payments) that Patent Owner maintains, without opposition, is highly confidential. Notwithstanding the above, we note that, although Patent Owner provided publicly-available “redacted” versions of those exhibits, those public versions are redacted in their entirety. It is not, at this time, clear that the *entirety* of the exhibits comprises confidential information. We will revisit, as appropriate, whether the entirety of the exhibits should remain sealed when these proceedings conclude and depending on the extent to which Patent Owner relies on those exhibits and the content therein in its subsequent filings.

We also find good cause and grant the parties’ motion and enter the requested Protective Order.

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III. ORDER

In consideration of the foregoing, it is:

ORDERED that Patent Owner Motion to Seal Exhibits 2030 and 2031 is *granted*; and

ORDERED that the Joint Motion for Entry of the Default Protective Order is *granted*, and the Protective Order (Appendix A to Paper 24) is entered.

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