

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Axon Enterprise, Inc., Dedrone Holdings, Inc., and Skydio, Inc.

Petitioners,

v.

Airspace Systems, Inc.

Patent Owner

Case No. IPR2025-00629

U.S. Patent No. 10,514,711

MOTION TO SEAL EXHIBIT 2001

Statement of Precise Relief Requested

Under 37 C.F.R. §§ 42.14, 42.54, Patent Owner Airspace Systems, Inc. respectfully requests that the Board seal Exhibit 2001 – U.S. Army Contract No. W15QKN-17-9-1022.

Reasons for Relief Requested

Although the “record of a proceeding, including documents and things” is generally made public under 37 C.F.R. § 42.14, certain information, such as “trade secret or other confidential research, development, or commercial information,” may be deemed confidential and may be subjected to a protective order by the Board. 37 C.F.R. § 42.54(a) (the “Board may, for good cause, issue an order to protect a party or person from disclosing confidential information”); *see Permobil Inc. v. Pride Mobility Prod. Corp.*, IPR2013-00411, Paper 40 at 2 (P.T.A.B. 2014) (Order Granting Motion to Seal and Exhibit containing “confidential information” such as “licensing terms,” “production cost information,” “and design trade secrets”); *Endo Pharm, Inc. v. Depomed, Inc.*, IPR2014-00656, Paper 59 at 2 (P.T.A.B. 2015) (Order, Granting Patent Owner’s Motion to Seal certain Exhibits entirely, where those Exhibits contained research and development related information and financial reports).

Patent Owner demonstrates below good cause for sealing Exhibit 2001 under a protective order. Exhibit 2001 – U.S. Army Contract No. W15QKN-17-9-

1022, contains confidential information of both Patent Owner and the U.S.

Government. For example, Exhibit 2001 discloses: (i) the costs of certain products and components provided by Patent Owner, (ii) financial information pertinent to the performance of the contract, (iii) certain technical requirements that are specified by the U.S. Government and that relate to the performance by the contractor Airspace Systems, Inc. under the contract, and (iv) certain U.S. Government test locations. Moreover, the above-identified information is not directly relevant to the elements of the claims in this proceeding and/or to any challenged claim as a whole. Rather, Exhibit 2001 is simply evidence in support of Mr. Moore's Declaration (Exhibit 2013), e.g., Mr. Moore's statement at paragraph 9 of his Declaration.¹

In light of the sensitivity of the above-identified information disclosed throughout in Exhibit 2001, and the purpose of the Exhibit, that it supports Mr. Moore's Declaration, Patent Owner believes that sealing Exhibit 2001 would not substantially affect adversely "the public's interest in maintaining a complete and understandable file history" of the proceedings. Patent Trial and Appeal Board Consolidated Trial Practice Guide November 2019 at 19, § I(E). Patent owner further believes that Patent Owner's "interest in protecting truly sensitive

¹ Mr. Moore refers to "Exhibit A" attached to his Declaration. EX2013, ¶9. That "Exhibit A" is filed hereby as Exhibit 2001.

information” significantly outweighs the public’s interest. *See id.*; IPR2013-00411, Paper 40 at 2; IPR2014-00656, Paper 59 at 2. Accordingly, Patent Owner respectfully submits that it has shown good cause for treating Exhibit 2001 as confidential and for sealing Exhibit 2001 under a Protective order. *See* IPR2013-00411, Paper 40 at 2.

Furthermore, the parties have agreed to the provisions of the Default Protective Order. Per the Board’s advice (in the email from Franchesca I. Alicea Villanueva, dated July 15, 2025), a jointly proposed Protective Order, which is identical to the Default Protective Order, is filed along with this Motion to Seal as Exhibit 2018.

Therefore, Patent Owner respectfully requests that the Board seal Exhibit 2001. Patent Owner understands that should the Board deny the foregoing motion to seal, Patent Owner will have an opportunity to expunge Exhibit 2001 from the record. Patent Trial and Appeal Board Consolidated Trial Practice Guide November 2019 at 20, § I(E)(4).

Respectfully submitted,

/Suhrid Wadekar/

Suhrid Wadekar
Registration No. 65,595
Counsel for Patent Owner
Airspace Systems, Inc.

Dated: July 23, 2025

Certificate of Service

The undersigned certifies that pursuant to 37 C.F.R. § 42.6(e), a copy of the foregoing MOTION TO SEAL EXHIBIT 2001 was served via email on July 23, 2025 (per counsel's consent) to lead and backup counsel of record for Petitioners as follows:

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