

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FREIGHTCAR AMERICA, INC.,
Petitioner,

v.

NATIONAL STEEL CAR LIMITED,
Patent Owner.

IPR2025-01046
Patent 8,166,892 B2

Before HYUN J. JUNG, NEIL T. POWELL, and
RICHARD H. MARSCHALL, *Administrative Patent Judges*.

POWELL, *Administrative Patent Judge*.

ORDER
Granting Petitioner's Motion to Expunge
37 C.F.R. § 42.56

Petitioner originally filed a public, redacted version of its Reply (Paper 47) and a confidential version of its Reply (Paper 48) on June 22, 2026. Petitioner's originally filed Reply cited and discussed confidential Exhibits 1061 and 1064. On July 7, 2026, Petitioner filed a substitute confidential version of its Reply (Paper 53), which does not cite or rely on either of confidential Exhibits 1061 or 1064.

Petitioner moves to expunge Paper 48 and Exhibits 1061 and 1064. Paper 51 ("Motion" or "Mot."). Petitioner received Exhibits 1061 and 1064 from Patent Owner, subject to a protective order in a related district court proceeding. Mot. 1–2. Petitioner explains that Patent Owner (1) requested Petitioner have Exhibits 1061 and 1064 expunged from the record of this proceeding and (2) does not oppose Petitioner's Motion. *Id.* Petitioner's Motion, including the explanation that Petitioner is not relying on Exhibits 1061 and 1064, persuades us that good cause exists for expunging Paper 48 and Exhibits 1061 and 1064. *Id.* at 2–3.

It is

ORDERED that Petitioner's Motion to Expunge is *granted*; and

FURTHER ORDERED that Paper 48 and Exhibits 1061 and 1064 are *expunged*.

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FOR PETITIONER:

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