IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD. AND
SAMSUNG ELECTRONICS AMERICA, INC.,

Petitioner,

v.

RADIAN MEMORY SYSTEMS, LLC,
Patent Owner.

Case No. IPR2025-01266

U.S. Patent No. 11,544,183

PETITIONER'S MOTION TO SEAL

Under 37 CFR §§ 42.14 and 42.54, Petitioner submits this Motion to Seal its Opposition to Patent Owner's Request for Discretionary Denial of Institution ("Opposition") and Exhibits 1100, 1101, and 1104, which are being filed under seal concurrently with this Motion. Petitioner is mindful that the Trial Practice Guide both requires that a Motion to Seal be filed "concurrent with the filing of the document or thing" (Trial Practice Guide at 19) and that "a jointly proposed protective order shall be filed as an exhibit with the motion [to seal]" (Trial Practice Guide at 99). However, as of the time of this filing, Petitioner and Patent Owner have not yet stipulated to a proposed Protective Order—Petitioner provided Patent Owner with a proposed Protective Order on October 17, and the parties are still conferring. Out of an abundance of caution, Petitioner is filing this Motion to Seal and will subsequently seek leave to file the proposed Protective Order once the parties have come to an agreement, which Petitioner believes will be in short order.

I. GOOD CAUSE EXISTS FOR SEALING

The Office Patent Trial Practice Guide provides that "the rules aim to strike a balance between the public's interest in maintaining a complete and understandable file history and the parties' interest in protecting truly sensitive information." 77 Fed. Reg. 48,756, 48,760 (Aug. 14, 2012). Those rules "identify confidential information in a manner consistent with Federal Rule of Civil Procedure 26(c)(1)(G), which provides for protective orders for trade secret or other confidential research,

development, or commercial information." *Id*. (citing 37 C.F.R. §42.54).

Petitioner's Opposition describe portions of materials (Exhibits 1100-1101 and 1104) Petitioner and Patent Owner contend are confidential. Specifically, Patent Owner has designed Exhibits 1100 and 1104 as "Attorneys' Eyes Only" in the parallel district court litigation and these exhibits are subject to the applicable Protective Order from the parallel litigation. Patent Owner has requested that be similarly designated attorneys' eyes only in this proceeding. Petitioner has also designate Exhibit 1101 as Attorneys' Eyes Only in the parallel district court litigation because it contains highly confidential and non-public information concerning business, financial, and strategy information of Petitioner and its products. Petitioner guards such information closely and has not made, and does not intend to make, this information publicly available. Accordingly, Petitioner's Opposition and Exhibits 1100-1101 and 1104 issue should be sealed under 37 C.F.R. § 42.54.

Petitioner is filing a redacted version of its Opposition to the public docket.

II. CERTIFICATION OF NON-PUBLICATION

To the best of Petitioner's knowledge, the information sought to be sealed by this Motion has not been published or otherwise made publicly available.

III. CERTIFICATION OF MEET AND CONFER

Pursuant to 37 CFR §42.54, Petitioner certifies that it has conferred and is continuing to confer with Patent Owner to stipulate to a proposed Protective Order.

IV. CONCLUSION

Petitioner respectfully requests that the Board grant this Motion.

Date: October 20, 2025

By: /James M. Glass/
James M. Glass (Reg. No. 46,729)
Lead Counsel for Patent Owner

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that on October 20, 2025, a complete and entire copy of the above document was provided by email to the following people via electronic mail at Radian_IPRs@lowensteinweatherwax.com.

Parham Hendifar

Kenneth J. Weatherwax

Xu Zhou

Dated: October 20, 2025

/James M. Glass/
James M. Glass (Reg. No. 46,729)
Lead Counsel for Patent Owner