

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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TAIWAN SEMICONDUCTOR MANUFACTURING CO. LTD.,

Petitioner

v.

ADVANCED INTEGRATED CIRCUIT PROCESS LLC,

Patent Owner

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Case IPR2025-01305  
Patent 8,329,572

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**MOTION TO SEAL**

Pursuant to 37 C.F.R. § 42.14 and the Trial Practice Guide, Patent Owner Advanced Integrated Circuit Process LLC (“AICP”) respectfully submits this Motion to Seal Exhibit 2026. AICP filed, concurrently with this Motion to Seal, a Motion for Protective Order requesting entry of a proposed Protective Order, including some modifications to the Board’s default protective order.

The 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.” Patent Trial and Appeal Board Consolidated Trial Practice Guide at 19 (Nov. 2019).<sup>1</sup> Further, those rules “identify confidential information in a manner consistent with Federal Rules 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).

Exhibit 2026 consists of a Patent Purchase Agreement between AICP and its predecessor-in-interest in and to the patent at issue in this proceeding, Nuvoton Technology Corporation Japan. The terms of this Agreement are confidential to both AICP and third-party Nuvoton Technology Corporation Japan. The Agreement has

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<sup>1</sup> *Available at*

<https://www.uspto.gov/sites/default/files/documents/tpgnov.pdf?MURL=TrialPracticeGuideConsolidated>.

been designated “Attorneys Eyes Only – Highly Confidential” under the Protective Order in related co-pending litigation (*see* EX2009).

Exhibit 2026 should be maintained under seal pursuant to the proposed Protective Order to maintain consistency between co-pending proceedings and preserve the same protections for the same information in both forums. In addition, the terms of the Agreement filed as Exhibit 2026 are commercially sensitive information to both AICP and third-party Nuvoton Technology Corporation Japan. The Board should protect the confidentiality interests of all litigants, but it should give particular deference to the interests of non-parties. Accordingly, good cause exists for sealing Exhibit 2026.

This morning, counsel for AICP informed Counsel for Petitioner of its intent to file this Motion. In response, Petitioner’s counsel informed AICP that, due to the time difference in Taiwan, AICP likely would not receive a response from Petitioner within normal business hours. Accordingly, for the time being, AICP is filing this motion as opposed. Petitioner’s counsel indicated that it would separately provide its position to the Board by email.

Dated: September 29, 2025

Respectfully submitted,

By: /Russell A. Chorush /  
Russell A. Chorush (Reg. No. 55,869)  
Attorney for Patent Owner  
Advanced Integrated Circuit Process,  
LLC

**CERTIFICATE OF SERVICE**

The undersigned certifies that pursuant to 37 C.F.R. § 42.6(e), copies of the foregoing Motion to Seal and Exhibit 2026 were served to the following counsel of record for Petitioner addressed as follows:

| <b>Lead Counsel for Petitioner</b>                                                                                                                                     | <b>Back-up Counsel for Petitioner</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Eliot D. Williams (Reg. No. 50,822)<br>eliot.williams@bakerbotts.com<br>BAKER BOTTS L.L.P.<br>700 K Street, N.W.<br>Washington, D.C. 20001-5692<br>Phone: 202.639.7700 | Samir A. Bhavsar (Reg. No. 41,617)<br>Samir.bhavsar@bakerbotts.com<br>BAKER BOTTS L.L.P.<br>2001 Ross Avenue, Suite 900<br>Dallas, Texas 75201<br>Phone: 214.953.6500<br>Fax: 214.953.6503<br><br>Jeffrey Johnson (Reg. No. 53,078)<br>Jeffrey.johnson@bakerbotts.com<br>BAKER BOTTS L.L.P.<br>910 Louisiana Street<br>Houston, Texas 77002<br>Phone: 713.229.1234<br>Fax: 713.229.1522<br><br>Chun Xu (Reg. No. 800,021)<br>Chun.xu@bakerbotts.com<br>BAKER BOTTS L.L.P.<br>30 Rockefeller Plaza<br>New York, New York 10112<br>Phone: 212.408.2500<br>Fax: 212.408.2501 |

Dated: September 29, 2025

By: / Russell A. Chorush /  
Russell A. Chorush (Reg. No. 55,869)  
Attorney for Patent Owner  
Advanced Integrated Circuit Process,  
LLC