UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BOE TECHNOLOGY GROUP CO., LTD.

Petitioner

v.

138 EAST LCD ADVANCEMENTS LIMITED,

Patent Owner.

Case No. IPR 2025-01413

Patent No. 8,319,512

PETITIONER'S UNOPPOSED MOTION TO SEAL AND REQUEST FOR IN CAMERA REVIEW UNDER 37 C.F.R. § 42.14 AND 37 C.F.R. § 42.54

(INCLUDING SDD PROTECTIVE ORDER)

Certificate of Conferral: Counsel for Petitioner conferred with Patent Owner's counsel, and Patent Owner is unopposed to the requested relief.

Petitioner BOE Technology Group Co., Ltd. ("BOE" or "Petitioner") moves to seal its voluntary Search Disclosure Declaration to protect confidential information and attorney work product relating to its search procedures for prior art.

Under 37 C.F.R. § 42.14, "[t]he record of a proceeding, including documents and things, shall be made available to the public, except as otherwise ordered." Under 37 C.F.R. § 42.54, a party may move to seal confidential information, and the Board may limit disclosure of such information for good cause.

On November 17, 2025, the Director of the United States Patent and Trademark Office issued a Memorandum titled "Voluntary Search Disclosure Declarations as a Favorable Factor in Institution Decisions."[1] The Memorandum invited petitioners in *inter partes* proceedings to submit a Search Disclosure Declaration that explains, among other things, the databases and repositories used to search prior art, the general search approach, and the amount of time spent searching and reviewing results. The Memorandum states that a petitioner may file its Search

[1] The Memorandum is available at https://www.uspto.gov/sites/default/files/documents/vsdd_as_a_favorable_factor_in_institution_decisions.pdf

Disclosure Declaration "as Filing Party and Board, with a motion to seal and an accompanying request for in camera review under 37 C.F.R. § 42.14." The Memorandum further states that "[i]f filed as confidential, the [Search Disclosure Declaration] will not be publicly disclosed except as required by law."

BOE filed a petition for *inter partes* review on August 30, 2025, for Patent No. 8,319,512. In support of its petition for review, BOE has filed a voluntary Search Disclosure Declaration that outlines the information requested in the Director's Memorandum. The Search Disclosure Declaration contains confidential information that reveals internal search processes for prior art and arises from attorney work product. Accordingly, and consistent with the Director's Memorandum, BOE moves to seal the Search Disclosure Declaration and requests in camera review under 37 C.F.R. § 42.14 and 37 C.F.R. § 42.54. A proposed order is filed together with this motion that gives the Office the authority to use the Search Declaration Disclosure for internal training, improving examination processes, and analytics.

Dated: November 25, 2025

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that true copies of this **PETITIONER'S UNOPPOSED MOTION TO SEAL AND REQUEST FOR IN CAMERA REVIEW UNDER 37 C.F.R. § 42.14 and 37 C.F.R. § 42.54** have been served via electronic mail to the attorneys of record for Patent Owner:

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PROTECTIVE ORDER FOR PETITIONER'S SEARCH DISCLOSURE DECLARATION

This protective order governs the filing and treatment of Petitioner's voluntary Search Disclosure Declaration, filed in accordance with the Director of the United States Patent and Trademark Office's Memorandum titled "Voluntary Search Disclosure Declarations as a Favorable Factor in Institution Decisions," issued on November 17, 2025.

Access to the Petitioner's Search Disclosure Declaration is limited to the following:

The Office. Employees and representatives of the United States Patent and Trademark Office who have a need for access to the confidential information shall have such access without the requirement to sign an Acknowledgement. Such employees and representatives shall include the Director, members of the Board and their clerical staff, other support personnel, court reporters, and other persons acting on behalf of the Office. The Office may use the information disclosed in Petitioner's Search Disclosure Declaration for internal training, improving examination processes, and analytics.