

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AMAZON.COM, INC. and AMAZON.COM SERVICES LLC,
Petitioner

v.

INTERDIGITAL MADISON PATENT HOLDINGS, SAS,
Patent Owner

Case IPR2026-00195
U.S. Patent No. 10,250,877

PATENT OWNER'S MOTION TO SEAL EXHIBIT 2011

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Patent Trial and Appeal Board
U.S. Patent and Trademark Office
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Alexandria, VA 22313-1450

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I. INTRODUCTION

Pursuant to 37 C.F.R. §§ 42.14 and 42.54, Patent Owner InterDigital Madison Patent Holdings, SAS (“Patent Owner”) requests that the confidential version of Exhibit 2011, the Declaration of Ryan Pohlman, be sealed under 37 C.F.R. §§ 42.14 and 42.54. Patent Owner also respectfully requests entry of the Default Protective Order, attached to this Motion as Appendix A.

The parties have conferred regarding the motion to seal as required by 37 C.F.R. § 42.54(a), and Petitioner has stated that it will not oppose this motion.

II. GOVERNING RULES AND PTAB GUIDANCE

Although under 35 U.S.C. § 316(a)(1), papers filed in an *inter partes* review are generally open and available for access by the public, a party may file a concurrent Motion to Seal to protect public disclosure of certain confidential information, which has the effect of sealing the information at issue pending resolution of the motion. In determining whether to grant a Motion to Seal, the Board must find “good cause,” 37 C.F.R. § 42.54(a), and “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,” Trial Practice Guide¹, (“TPG”), § I.E. The Board identifies confidential information in a manner

¹ Available at <https://www.uspto.gov/patents/ptab/trial-practice-guide>

“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.” TPG, § I.E.2.

Based on the procedure set forth in the TPG, Patent Owner seeks to prevent the disclosure of sensitive information relating to Patent Owner and other third parties.

III. IDENTIFICATION OF CONFIDENTIAL INFORMATION

The confidential information at issue here comprises information in Exhibit 2011 that relates to confidential business information, including the identity of certain licensees of U.S. Patent No. 10,250,877.

Patent Owner has, to the best of its ability, limited material in Exhibit 2011 to non-confidential information. Pursuant to guidance in the TPG, Patent Owner has filed both confidential and non-confidential versions of Exhibit 2011. In the non-confidential version of Exhibit 2011, Patent Owner has redacted passages discussing the confidential information.

* * *

To the best of Patent Owner’s knowledge, the information sought to be sealed has not been published or otherwise made public.

IV. GOOD CAUSE EXISTS FOR SEALING EXHIBIT 2011.

Public disclosure of the confidential information contained in Exhibit 2011 would harm Patent Owner and potentially violate confidentiality provisions. The public interest will not be harmed by granting this Motion to Seal Exhibit 2011 as **“PROTECTIVE ORDER MATERIAL.”** To the contrary, granting this Motion to Seal would achieve “a balance between the public’s interest in maintaining a complete and understandable file history and the parties’ interest in protecting truly sensitive information.” TPG, § I.E. Furthermore, Patent Owner is concurrently filing a public, redacted version of Exhibit 2011. Therefore, good cause exists for granting this Motion to Seal.

V. RELIEF REQUESTED

For the reasons stated above, Patent Owner requests that the Board enter the Default Protective Order in this proceeding, and seal and protect the unredacted version of Exhibit 2011 under the terms of the Default Protective Order.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX PLLC

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Date: March 16, 2026

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CERTIFICATE OF SERVICE (37 C.F.R. § 42.6(e))

I certify that the above-captioned **PATENT OWNER'S MOTION TO SEAL EXHIBIT 2011** was served in its entirety on March 16, 2026, upon the following parties via electronic mail:

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