

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICRON TECHNOLOGY, INC.,
Petitioner,
v.
YANGTZE MEMORY TECHNOLOGIES COMPANY, LTD.,
Patent Owner.

Case No. PGR2025-00021
U.S. Patent No. 12,010,838

PETITIONER'S MOTION TO SEAL EX. 1078

Pursuant to 37 C.F.R. §§42.14 and 42.54, Petitioner Micron Technology, Inc. (“Micron” or “Petitioner”) respectfully submits this Motion to Seal and requests the Board enter the Default Protective Order found in Appendix B of the Trial Practice Guide. Pursuant to the Default Protective Order, Petitioner moves to seal Ex. 1078 filed with its reply.

I. GOOD CAUSE EXISTS FOR SEALING EX. 1078

In an IPR, the default rule is that all filed papers are open and available for access by the public. *See* 35 U.S.C. § 316(a)(1). Regardless, a party may file a motion to seal for purposes of protecting information from public disclosure. Trial Practice Guide, §§ I.E.3, II.A.2 (updated Dec. 12, 2015). Only “confidential information” can be so protected. 35 U.S.C. § 316(a)(7)

As detailed below, good cause exists for sealing Petitioner’s Ex. 1078 because the exhibit includes confidential research, development, or commercial information of Micron (and third party TechInsights) that is not shared publicly. *See* Trial Practice Guide, § I.E.2; *see also, e.g., Telebrands Corp. v. Tinnus Enterprises, LLC*, No. PGR2015-00018, Decision on Motion to Seal (Paper 41) at 2 (P.T.A.B. May 9, 2016) (granting motion to seal documents that contained “sensitive business information” or discussed other exhibits that contained “sensitive information”); *see also Wright Medical Technology, Inc. v. Biomedical Enterprises, Inc.*, IPR2015-00786, Decision on Motion to Seal (Paper 37) at 2 (P.T.A.B. May 3, 2016) (granting

motion to seal documents that contained “descriptions of Patent Owner’s manufacturing details” and that “discuss business strategies, corporate management details, or product designs, testing, or manufacturing details that [one party] has deemed to be confidential.”). Public disclosure of Ex. 1078 has the potential to harm Petitioner’s competitive and business positions because it would provide competitors with ready access to non-public technical information about Petitioner’s products. *See Fed. Trade Comm’n v. Qualcomm, Inc.*, No. 17-cv-00220, 2019 WL 95922, at *3 (N.D. Cal. Jan. 3, 2019) (finding compelling reasons for “information that, if published, may harm [a party’s] or third parties’ competitive standing”). In addition, Ex. 1078 has been designated as “HIGHLY CONFIDENTIAL—ATTORNEYS’ EYES ONLY” under the governing protective order in a co-pending district court action involving Petitioner and Patent owner (*Yangtze Memory Technologies Company, Ltd. v. Micron Technology, Inc. and Micron Consumer Products Group, LLC*, Case No. 3:23-cv-05792-RFL (N.D. Cal.)).

Thus, Petitioner submits that Ex. 1078 should be sealed pursuant 37 C.F.R. §42.54. To the best of Petitioner’s knowledge, Ex. 1078 has not been published or otherwise made publicly available.

II. PROPOSED PROTECTIVE ORDER

Petitioner respectfully requests entry of the Default Protective Order found in Appendix B of the Trial Practice Guide and agrees to be bound by that order. Upon

entry of the Default Protective Order, Petitioner designates Ex. 1078 as “PROTECTIVE ORDER MATERIAL.”

III. CONCLUSION

For the foregoing reasons, Petitioner respectfully requests that the Board enter the Default Protective Order and seal and protect Ex. 1078. Petitioner further requests that the Board provisionally seal and protect the confidential information until such time as it receives and rules on this Motion.

Respectfully submitted,

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Dated: February 18, 2026

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CERTIFICATE OF SERVICE

The undersigned hereby confirms that the foregoing paper was caused to be served via email on the following counsel of record for Patent Owner on February 18, 2026:

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