

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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

v.

KANNUU PTY LTD.  
Patent Owner

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Case No. IPR2026-00071  
U.S. Patent No. 11,573,939

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**PETITIONER'S MOTION TO SEAL**

Under 37 CFR §§ 42.14 and 42.54, Petitioner submits this Motion to Seal its Petition and accompanying exhibits. Petitioner has submitted concurrently with this motion a proposed Protective Order. The parties have previously been involved in other *inter partes* review proceedings (IPR2020-00737 and IPR2020-00738) (“Previous IPRs”) where the parties agreed to the same proposed Protective Order and moved to seal the same exhibits at issue here.

## **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 moves to seal the Petition and Exhibits 1013-1014, 1023, 1025-1027, 1033-1056, and 1058-1059.

As discussed in the Petition, the exhibits are documents related to secondary considerations that had been previously submitted by both Petitioner and Patent Owner in the Previous IPRs. In the Previous IPRs, the parties had moved to seal those documents, which the Board granted. As discussed in those motions, the documents

contain the parties' confidential business information and were produced in the parallel litigation with a confidentiality designation. There is therefore good cause to seal the exhibits.

The Petition also cites and describes portions of some of these exhibits. There is therefore good cause to seal the Petition, and good cause to designate the Petition as "CONFIDENTIAL – ATTORNEYS' EYES ONLY" pursuant to the Proposed Protective Order. Petitioner has concurrently filed a redacted version of the Petition.

## **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. CONCLUSION**

Petitioner respectfully requests that the Board seal and protect the confidential information contained in the Petition and secondary considerations exhibits.

Date: October 22, 2025

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

## CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. §§ 42.6(e), 42.105(a), the undersigned hereby certifies a copy of the foregoing was served on October 22, 2025 at the official correspondence address for the attorney of record for the '939 patent as shown in USPTO Patent Center via EXPRESS MAIL:

Jones Day  
250 Vesey Street  
New York, NY 10281-1047

Courtesy copies were also sent via FedEx and electronic mail to Patent

Owner's counsel of record in the related district court proceeding:

Ted Sichelman <Sichelman@ProgressLLP.com>

Perry Goldberg <Goldberg@ProgressLLP.com>

Lewis Hudnell <Hudnell@ProgressLLP.com>

Dated: October 22, 2025

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