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16 **UNITED STATES DISTRICT COURT**
17 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

18 NantWorks, LLC, a Delaware limited
liability company, and NANT
19 HOLDINGS IP, LLC, a Delaware
limited liability company,

20 Plaintiffs,

21 vs.

22 BANK OF AMERICA
23 CORPORATION, a Delaware
corporation, and BANK OF AMERICA,
24 N.A., a national banking association,

25 Defendants.
26
27
28

Case No. 2:20-CV-7872-GW-PVC

**DEFENDANTS' UNOPPOSED
APPLICATION TO FILE
DOCUMENTS UNDER SEAL**

Local Rule 79-5.2.2(b)

[Filed concurrently with Declaration of
Danielle Williams and Proposed Order]

1 TO THE COURT, PLAINTIFFS AND THEIR ATTORNEYS OF RECORD:

2 NOTICE IS HEREBY GIVEN that, pursuant to Local Rule 79-5.2.2.(b),
 3 Defendants Bank of America Corporation and Bank of America, N.A. (collectively,
 4 “Defendants” or “Bank of America”), hereby request that this Court enter an order
 5 permitting them to file under seal the materials described below that are filed in
 6 connection with Defendants’ Motion to Strike Portions of the Expert Report of Dan
 7 Schonfeld, Ph.D. (the “Motion to Strike”):

Document Description	Nature of Information to be Sealed
9 Memorandum in Support of the Motion 10 to Strike 11 12 13 14 15 16 17	Designated by Defendants in its entirety as “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY,” and contains excerpts of documents designated by Bank of America and third-party Mitek as “Highly Confidential – Attorneys’ Eyes Only.” Plaintiffs and Mitek do not oppose sealing this document in its entirety.
18 Exhibit 1 to the Declaration of Danielle 19 Williams in Support of the Motion to 20 Strike: Excerpts of the Expert Report of 21 Dan Schonfeld Regarding the 22 Infringement of the Asserted Claims. 23 24 25 26 27 28	Designated by Plaintiffs as “CONTAINS HIGHLY CONFIDENTIAL SOURCE CODE – ATTORNEYS’ EYES ONLY” under the parties’ stipulated protective order (Dkt. Nos. 102, 210), and contains excerpts of documents designated by Bank of America and third-party Mitek as “Highly Confidential – Attorneys’ Eyes Only.” Plaintiffs and Mitek do not oppose sealing this exhibit in its entirety.

Document Description	Nature of Information to be Sealed
Exhibit 2 to the Declaration of Danielle Williams in Support of the Motion to Strike: March 1, 2024 Letter from Brice Lynch.	Designated by Plaintiffs as “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY” under the parties’ stipulated protective orders (Dkt. Nos. 102, 210).
Exhibit 3 to the Declaration of Danielle Williams in Support of the Motion to Strike: Plaintiffs’ Third Supplemental Objections and Responses to Defendants Third Set of Interrogatories (17 and 21).	Designated by Plaintiffs as “HIGHLY CONFIDENTIAL – ATTORNEY EYES ONLY” under the parties’ stipulated protective orders (Dkt. Nos. 102, 210).
Exhibit 4 to the Declaration of Danielle Williams in Support of the Motion to Strike: Excerpts of Plaintiffs’ Corrected Third Supplemental Objections and Responses to Defendants Third Set of Interrogatories (responding to 21).	Designated by Plaintiffs as “HIGHLY CONFIDENTIAL – ATTORNEY EYES ONLY” under the parties’ stipulated protective orders (Dkt. Nos. 102, 210).
Exhibit 5 to the Declaration of Danielle Williams in Support of the Motion to Strike: Excerpts of Plaintiffs’ Second Supplemental Objections and Responses to Defendants Third Set of Interrogatories (responding to 22).	Designated by Plaintiffs as “HIGHLY CONFIDENTIAL – ATTORNEY EYES ONLY” under the parties’ stipulated protective orders (Dkt. Nos. 102, 210).
Exhibit 6 to the Declaration of Danielle Williams in Support of the Motion to Strike: Excerpts of Plaintiffs’ Second Supplemental Objections and Responses	Designated by Plaintiffs as “HIGHLY CONFIDENTIAL – ATTORNEY EYES ONLY” under the parties’ stipulated protective orders (Dkt. Nos. 102, 210).

Document Description	Nature of Information to be Sealed
to Defendants Fifth Set of Interrogatories (29).	
Exhibit 8 to the Declaration of Danielle Williams in Support of the Motion to Strike: Transcript of the October 10, 2023 Deposition of Pavan Chayanam	Designated by Bank of America in its entirety as “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY” and “CONTAINS HIGHLY CONFIDENTIAL – SOURCE CODE”.
Exhibit 9 to the Declaration of Danielle Williams in Support of the Motion to Strike: Transcript of the October 19, 2023 Deposition of Charles Christopher Harbinson	Designated by Bank of America in its entirety as “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY” and “CONTAINS HIGHLY CONFIDENTIAL – SOURCE CODE”
Exhibit 10 to the Declaration of Danielle Williams in Support of the Motion to Strike: Transcript of the November 16, 2023 Deposition of Fred Fortaleza Fernandez, Jr.	Designated by Mitek Systems, Inc. in its entirety as “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY” and “HIGHLY CONFIDENTIAL – SOURCE CODE”
Exhibit 11 to the Declaration of Danielle Williams in Support of the Motion to Strike: Plaintiffs’ Preliminary Final Infringement Contentions, Exhibit 1 – ’278 Final Infringement Claim Chart	Designated by Plaintiffs in its entirety as “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY” and “HIGHLY CONFIDENTIAL – SOURCE CODE,” and contains excerpts of documents designated by Bank of America and third-party Mitek as “Highly Confidential – Attorneys’ Eyes Only.” Plaintiffs and Mitek do not

Document Description	Nature of Information to be Sealed
	oppose sealing this exhibit in its entirety.
Exhibit 12 to the Declaration of Danielle Williams in Support of the Motion to Strike: Plaintiffs’ Preliminary Final Infringement Contentions, Exhibit 2 – ’529 Final Infringement Claim Chart	Designated by Plaintiffs in its entirety as “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY” and “HIGHLY CONFIDENTIAL – SOURCE CODE,” and contains excerpts of documents designated by Bank of America and third-party Mitek as “Highly Confidential – Attorneys’ Eyes Only.” Plaintiffs and Mitek do not oppose sealing this exhibit in its entirety.
Exhibit 13 to the Declaration of Danielle Williams in Support of the Motion to Strike: Plaintiffs’ Preliminary Final Infringement Contentions, Exhibit 3 – ’252 Final Infringement Claim Chart	Designated by Plaintiffs in its entirety as “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY” and “HIGHLY CONFIDENTIAL – SOURCE CODE,” and contains excerpts of documents designated by Bank of America and third-party Mitek as “Highly Confidential – Attorneys’ Eyes Only.” Plaintiffs and Mitek do not oppose sealing this exhibit in its entirety.
Exhibit 14 to the Declaration of Danielle Williams in Support of the Motion to Strike: Plaintiffs’ Preliminary Final Infringement Contentions, Exhibit 5 – ’004 Final Infringement Claim Chart	Designated by Plaintiffs in its entirety as “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY” and “HIGHLY CONFIDENTIAL – SOURCE CODE,” and contains excerpts

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