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

NANTWORKS, LLC, a Delaware limited liability company, and NANT HOLDINGS IP, LLC, a Delaware limited liability company,

Plaintiffs,

vs.

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

Defendants.

**Case No. CV 20-7872-GW-PVCx**

Hon. George H. Wu

**ORDER GRANTING DEFENDANTS' UNOPPOSED APPLICATION TO FILE DOCUMENTS UNDER SEAL REGARDING DEFENDANTS' CONSOLIDATED MOTION FOR PARTIAL SUMMARY JUDGMENT OF NON-INFRINGEMENT AND NO WILLFULNESS**

1 Upon consideration of Defendants BANK OF AMERICA CORPORATION and  
 2 BANK OF AMERICA, N.A.’s (collectively, “Defendants”) Unopposed Application to  
 3 File Documents Under Seal regarding Defendants’ Consolidated Motion for Partial  
 4 Summary Judgment of Non-Infringement and No Willfulness (the “Motion”), and for  
 5 good cause shown, the Court hereby rules as follows:

6 IT IS HEREBY ORDERED that Defendants’ Unopposed Application to File  
 7 Documents Under Seal Regarding Defendants’ Consolidated Motion for Partial  
 8 Summary Judgment of Non-Infringement and No Willfulness is GRANTED and the  
 9 following documents and portions of documents may be filed under seal.

Document Description	Nature of Information to be Sealed
11 12 1. Exhibit 1 to the Declaration of E. 13 Danielle T. Williams in Support of 14 Defendants’ Unopposed Application 15 to File Documents Under Seal 16 Regarding the Motion: the Expert 17 Report of Dan Schonfeld, Ph.D., 18 Regarding the Infringement of the 19 Asserted Claims of U.S. Patent Nos. 20 9,031,278, 7,881,529, 7,899,252, 21 9,324,004, and 8,478,036, dated 22 January 30, 2024, attached as Exhibit 23 1 to the April 10, 2024, Deposition 24 of Dan Schonfeld, Ph.D.	Designated by Plaintiffs as “CONTAINS HIGHLY CONFIDENTIAL SOURCE CODE – ATTORNEYS’ EYES ONLY” under the parties’ stipulated protective order (Dkt. No. 210), and contains or references information designated by Bank of America and third-party Mitek as “Highly Confidential – Attorneys’ Eyes Only.” Plaintiffs and Mitek do not oppose sealing this exhibit.
25 2. Exhibit 2 to the Declaration of E. 26 Danielle T. Williams in Support of 27 Defendants’ Unopposed Application	Designated by Defendants as “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY” under the parties’

Document Description	Nature of Information to be Sealed
<p>to File Documents Under Seal Regarding the Motion: excerpts of the transcript of the April 10, 2024, deposition of Dan Schonfeld, Ph.D.</p>	<p>stipulated protective order (Dkt. No. 210).</p>
<p>3. Exhibit 3 to the Declaration of E. Danielle T. Williams in Support of Defendants' Unopposed Application to File Documents Under Seal Regarding the Motion: excerpts of the transcript of the April 11, 2024, deposition of Dan Schonfeld, Ph.D.</p>	<p>Designated by Defendants as "HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY" under the parties' stipulated protective orders (Dkt. No. 210).</p>
<p>4. Exhibit 4 to the Declaration of E. Danielle T. Williams in Support of Defendants' Unopposed Application to File Documents Under Seal Regarding the Motion: Rebuttal Expert Report of James Storer, Ph.D., attached as Exhibit A to the Declaration of James Storer, Ph.D.</p>	<p>Designated by Defendants 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" (Dkt. No. 210). Mitek does not oppose sealing this exhibit.</p>
<p>5. Exhibit 5 to the Declaration of E. Danielle T. Williams in Support of Defendants' Unopposed Application to File Documents Under Seal Regarding the Motion: excerpts of</p>	<p>Designated by Defendants as "HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY" under the parties' stipulated protective orders (Dkt. No. 210).</p>

[PROPOSED] ORDER GRANTING DEFENDANTS' UNOPPOSED APPLICATION TO FILE DOCUMENTS UNDER SEAL REGARDING

Document Description	Nature of Information to be Sealed
the transcript of the October 19, 2023, deposition of Chris Harbinson.	
6. Exhibit 6 to the Declaration of E. Danielle T. Williams in Support of Defendants' Unopposed Application to File Documents Under Seal Regarding the Motion: excerpts of the transcript of the October 10, 2023, deposition of Pavan Chayanam.	Designated by Defendants as "HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY" under the parties' stipulated protective orders (Dkt. No. 210).
7. Exhibit 7 to the Declaration of E. Danielle T. Williams in Support of Defendants' Unopposed Application to File Documents Under Seal Regarding the Motion: excerpts of the transcript of the November 16, 2023, deposition of Fred Fernandez.	Designated by third-party Mitek as "HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY" and "HIGHLY CONFIDENTIAL – SOURCE CODE" (Dkt. No. 210). Mitek does not oppose sealing this exhibit.
8. Exhibit 8 to the Declaration of E. Danielle T. Williams in Support of Defendants' Unopposed Application to File Documents Under Seal Regarding the Motion: document bearing the Bates number of BOFA00030781–824.	Designated by Defendants in its entirety as "HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY" (Dkt. No. 210).
9. Exhibit 9 to the Declaration of E. Danielle T. Williams in Support of	Designated by Defendants in its entirety as "HIGHLY CONFIDENTIAL –

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Document Description	Nature of Information to be Sealed
<p>Defendants' Unopposed Application to File Documents Under Seal Regarding the Motion: document bearing the Bates number of BOFA00034270.</p>	<p>ATTORNEYS' EYES ONLY" (Dkt. No. 210).</p>
<p>10. Exhibit 10 to the Declaration of E. Danielle T. Williams in Support of Defendants' Unopposed Application to File Documents Under Seal Regarding the Motion: Excerpts of Plaintiffs' Corrected Third Supplemental Objections and Responses to Defendants Bank of America Corporation and Bank of America, N.A.'s Third Set of Interrogatories (Nos. 10–25), dated February 29, 2024.</p>	<p>Designated by Plaintiffs as "HIGHLY CONFIDENTIAL—ATTORNEYS' EYES ONLY" under the parties' stipulated protective order (Dkt. No. 210). Plaintiffs do not oppose sealing this exhibit.</p>
<p>11. Exhibit 11 to the Declaration of E. Danielle T. Williams in Support of Defendants' Unopposed Application to File Documents Under Seal Regarding the Motion: the document bearing the bates number NANT_BOA00110555–562.</p>	<p>Designated by Plaintiffs as "HIGHLY CONFIDENTIAL—ATTORNEYS' EYES ONLY" under the parties' stipulated protective order (Dkt. No. 210). Plaintiffs do not oppose sealing this exhibit.</p>
<p>12. Exhibit 12 to the Declaration of E. Danielle T. Williams in Support of</p>	<p>Designated by Defendants as "HIGHLY CONFIDENTIAL—ATTORNEYS'</p>

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