

Filed on behalf of: Versata Development Group, Inc.

Paper _____

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAP AMERICA, INC. ET AL.
Petitioner

v.

VERSATA DEVELOPMENT GROUP, INC.
Patent Owner

Case CBM2012-00001 (MPT)
Patent 6,553,350

**PATENT OWNER VERSATA DEVELOPMENT GROUP, INC.'S
MOTION TO SEAL VERSATA EXHIBIT 2086**

1 MAIL STOP PATENT BOARD
2 Patent Trial and Appeal Board
3 U.S. Patent & Trademark Office
4 P.O. Box 1450
5 Alexandria, VA 22313-1450
6

7 **I. Relief Requested**

8 Pursuant to 37 C.F.R. § 42.14, Patent Owner Versata Development Group,
9 Inc. (“Versata”) hereby requests the board to enter an order sealing Versata Exhibit
10 2086, previously filed on March 11, 2013. A Protective Order (Exh. 2004)
11 governing the treatment of confidential materials has been entered in this
12 proceeding (Paper 27). Petitioner has reviewed this motion, and it is unopposed.

13 **II. Statement of Facts Showing There is Good Cause for the PTAB to**
14 **Seal the Filed Document**
15

16 In accordance with Section 6(A) of the Protective Order (Exh. 2004) entered
17 in this proceeding (Paper 27), “[a] party may file documents or information with
18 the Board under seal, together with a non-confidential description of the nature of
19 the Protected Materials that is under seal and the reasons why the materials are
20 confidential and should not be made available to the public.”

21 In preparation for Mr. Liebich’s cross-examination, Versata discovered that
22 Dr. Siegel’s deposition transcript was accidentally submitted under two different
23 exhibit numbers, 2086 and 2090, filed with the Patent Owner Versata’s Response.
24 When Versata discovered the error, Versata immediately checked the transcripts

1 and discovered that, while Versata Exhibit 2090 is redacted, Versata Exhibit 2086
2 is not. Certain portions of the deposition transcript of Dr. Siegel, filed as Versta
3 Exhibit 2086, include information designated by Petitioner under the Protective
4 Order as “Confidential-Attorneys’ Eyes Only Material.”

5 Patent Owner Versata submits that Petitioner’s designation of these
6 materials as “Confidential-Attorneys’ Eyes Only Material” under the Protective
7 Order issued in this proceeding, constitutes good cause for the Board to enter an
8 order to seal Versata Exhibit 2086.

9 **III. Conclusion**

10 For the foregoing reasons, Patent Owner Versata respectfully requests that
11 the Board grant this motion and enter an order to seal Versata Exhibit 2086.

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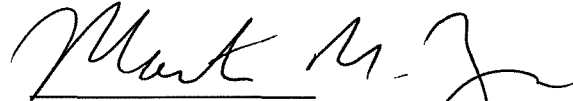
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Respectfully submitted,

3 Date: March 21, 2013

By:



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