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Cc: [Trials](#)
Subject: CBM2016-00054; Paper 39, Motion to Seal
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Counsel,

Petitioner filed a Motion to Seal Exhibits 1063 and 1064. Paper 39. The Motion indicates that Patent Owner “requested that the entirety of the deposition transcripts of Mr. Thomas be designated as Confidential pursuant to the Protect Order.” *Id.* at 1. Per the Scheduling Order, “[i]t is the responsibility of the party whose confidential information is at issue . . . to file the motion to seal.” Paper 11, 3. Based on the record before us, good cause has not been shown to grant the request to seal Exhibits 1063 and 1064 and we will deny the Motion to Seal.

Denying Petitioner’s Motion to Seal will unseal Exhibits 1063 and 1064 and make Patent Owner’s allegedly confidential information available to the public. We, thus, authorize the parties to jointly file a revised motion to seal Exhibits 1063 and 1064. If the parties jointly file a revised motion to seal, the motion shall be accompanied with non-confidential, redacted versions of Exhibits 1063 and 1064 (with the same exhibit numbers as the currently filed confidential exhibits). To the extent the parties have reconsidered the need to maintain confidentiality, the parties are instructed to notify the Board via email of any currently confidential documents that parties wish to de-designate as confidential.

The parties are authorized to file the joint revised motion to seal, along with redacted Exhibits 1063 and 1064, no later than November 16, 2017.

Regards,

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