IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MEDIATEK INC. and MEDIATEK USA, INC. Petitioners

v.

BANDSPEED, INC. Patent Owner

Case IPR2015-00314 Patent No. 7,477,624

## JOINT MOTION TO SEAL UNDER 35 U.S.C. § 327(B) AND 37 C.F.R. 42.74(C)

## Mail Stop "PATENT BOARD"

Patent Trial and Appeal Board U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

Case IPR2015-00314 Patent No. 7,477,624

Pursuant to 35 U.S.C. § 327(b) and 37 C.F.R. § 42.74(c), Petitioner MediaTek Inc. and MediaTek USA, Inc. ("MediaTek") and Patent Owner Bandspeed, Inc. ("Bandspeed") hereby jointly request that Exhibit 1018—which is a true copy of the written agreement between the parties, as referenced in the parties' Joint Motion to Terminate filed concurrently herewith—be treated as business confidential information, maintained under seal, and kept separate from the file of the involved patent pursuant to 35 U.S.C. § 327(b) and 37 C.F.R. § 42.74(c).

The parties hereby certify that, to the best of their knowledge, the document sought to be protected has not been made publicly available.

Respectfully submitted,

<u>/s/ Gregory S. Donahue</u> Gregory S. Donahue, Registration No. 47,531 DiNOVO PRICE ELLWANGER & HARDY LLP 7000 North MoPac Expressway Suite 350 Austin, Texas 78731 (512) 539-2626 **Attorney for Patent Owner** 

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Date: August 5, 2015

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## Appendix A - Exhibit List

Exhibit No.	Description
1001	U.S. Patent No. 7,477,624 to Gan et al., issued January 13, 2009 ("The '624 Patent")
1002	Declaration of Dr. Zhi Ding in Support of Petition for <i>Inter</i> <i>Partes</i> Review of U.S. Patent No. 7,477,624 November 24, 2014 ("Ding Decl.")
1003	U.S. Patent No. 6,760,319 to Gerten et al., issued July 6, 2004 ("Gerten")
1004	U.S. Patent No. 6,418,317 to Cuffaro et al., issued July 9, 2002 ("Cuffaro")
1005	U.S. Patent No. 6,115,407 to Gendel et al., issued September 5, 2000 ("Gendel")
1006	U.S. Patent No. 7,280,580 to Haartsen, issued October 9, 2007 ("Haartsen")
1007	U.S. Patent No. 5,781,582 to Sage et al., issued July 14, 1998 ("Sage")
1008	Non-Final Office Action mailed January 12, 2012, <i>Inter</i> <i>Partes</i> Reexamination of U.S. Patent No. 7,027,418, Control No. 95/000648 ("Non-Final Office Action")
1009	Patent Owner's Housekeeping Amendment, filed February 11, 2013 in <i>Inter Partes</i> Reexamination of U.S. Patent No. 7,027,418, Control No. 95/000648 ("Housekeeping Amend- ment")
1010	Patent Owner's Comments after Action Closing Prosecution, filed December 3, 2013 in <i>Inter Partes</i> Reexamination of U.S. Patent No. 7,027,418, Control No. 95/000648 ("Comments After ACP")
1011	Definition of "vote," The American Heritage Dictionary, Sec- ond College Edition, Boston: Houghton Mifflin Company, 1985; p. 1356
1012	Definition of "while," The American Heritage Dictionary, Second College Edition, Boston: Houghton Mifflin Company, 1985; p. 1376
1013	Definition of "Register,"– Microsoft Press Computer Diction- ary, 3 <sup>rd</sup> Edition, Redmond, WA: Microsoft, 1997; p. 402

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1014	Curriculum Vitae of Zhi Ding, Ph.D.
1015	U.S. Patent No. 7,027,418 to Gan et al., issued April 11, 2006
1016	Specification of the Bluetooth System, Version 1.0B, December 1, 1999
1017	Release Agreement
1018	Settlement and Nonexclusive Patent License Agreement

## **CERTIFICATION OF SERVICE (37 C.F.R. §§ 42.6(e), 42.105(a))**

The undersigned hereby certifies that the above-captioned JOINT MOTION

TO SEAL UNDER 35 U.S.C. § 327(B) AND 37 C.F.R. 42.74(C) and accompany-

ing Exhibit 1018 were served in their entireties on August 5, 2015 on the following

parties via electronic mail:

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/s/ Gregory S. Donahue

Gregory S. Donahue Attorney for Patent Owner Registration No. 47,531

Date: August 5, 2015

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