

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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ARRIS GROUP, INC.  
Petitioner

v.

C-CATION TECHNOLOGIES, LLC  
Patent Owner

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Case: IPR2015-00635

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**PETITIONER'S UNOPPOSED MOTION FOR ENTRY OF THE  
DEFAULT PROTECTIVE ORDER**

Mail Stop PATENT BOARD  
Patent Trial and Appeal Board  
United States Patent and Trademark Office  
PO Box 1450  
Alexandria, Virginia 22313-1450  
*Submitted Electronically via the Patent Review Processing System*

## **I. INTRODUCTION**

Petitioner, ARRIS Group, Inc. hereby moves for entry of the Board's Default Protective Order. *See* Ex. 1020. On May 1, 2015, the Board granted Patent Owner's Motion for Additional Discovery relating to agreements under which Comcast requested ARRIS to indemnify it. *See ARRIS Group, Inc. v. C-Cation Techs., LLC*, IPR2015-00635, Paper 10 (PTAB May 1, 2015). In its Order, the Board authorized Petitioner "to file a motion or protective order pursuant to the guidance provided in our Order dated April 2, 2015 in this proceeding." *Id.* Following the guidance provided in that Order, Petitioner has conferred with Patent Owner and entry of the Default Protective Order will be sufficient for the purposes of these proceedings. Patent Owner does not oppose the relief sought in this Motion.

## **I. A PROTECTIVE ORDER IS WARRANTED TO PROTECT ARRIS' CONFIDENTIAL AND SENSITIVE BUSINESS INFORMATION**

In Paper 10, the Board ordered Petitioner to produce "Agreement(s) between Arris and Comcast under which Comcast requested indemnification for the claims brought against Comcast in the Texas Litigation that reference (or are contingent on) Arris's ability to control the litigation." IPR2015-00635, Paper 10 at 7. Petitioner has already produced the documents requested by Patent Owner to the extent such documents were identified after a reasonable search of its files after an investigation into the subject matter requested.

However, the agreements sought to be produced include highly sensitive business information and provide the terms and conditions that govern Petitioner's business relationship with its largest customer. To the extent that these agreements—including the provisions that Patent Owner wishes to rely on—are disseminated publicly, it would cause irreparable competitive harm to Petitioner and, perhaps to third party Comcast. *See* Decl. of T. Van Aacken (Ex. 1021) at ¶ 5. These agreements include provisions related to confidentiality, and are treated by Petitioner as confidential business information. *Id.* ¶¶ 3-4. As such, access to these agreements is restricted. *Id.* ¶ 4.

Given the sensitive nature of the information to be produced in response to the Board's Order, Petitioner respectfully submits that entry of the Default Protective Order is appropriate in this proceeding.

## II. CONCLUSION

For the foregoing reasons, Petitioner respectfully requests that the Board enter an Order requiring the parties to abide by the Board's Default Protective Order. *See* Ex. 1020.

Dated: May 11, 2015

Respectfully submitted,

/Andrew R. Sommer/

Andrew R. Sommer

Reg. No. 53,932

*Lead Counsel for Petitioner ARRIS  
Group, Inc.*

**CERTIFICATE OF SERVICE**

Pursuant to 37 C.F.R. §§ 42.6(e) and 42.105(a), this is to certify that on May 11, 2015, I caused to be served a true and correct copy of the foregoing **“PETITIONER’S UNOPPOSED MOTION FOR ENTRY OF THE DEFAULT PROTECTIVE ORDER”** including Exhibits 1020 (default protective order) and 1021 (Decl. of T. Van Aacken) by electronic mail on counsel for the Patent Owner at:

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Dated: May 11, 2015

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