

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTEL CORPORATION and CAVIUM, LLC,¹
Petitioner,

v.

ALACRITECH, INC.,
Patent Owner.

Case IPR2018-00226 (Patent 7,124,205 B2)
Case IPR2018-00234 (Patent 8,805,948 B2)

Before STEPHEN C. SIU, DANIEL N. FISHMAN, and
CHARLES J. BOUDREAU, *Administrative Patent Judges*.

BOUDREAU, *Administrative Patent Judge*.

ORDER
Granting Petitioner's Motion for Protective Order
37 C.F.R. § 42.54

¹ Cavium, Inc., which filed petitions in Cases IPR2018-00400 and IPR2018-00403 was joined as a petitioner in IPR2018-00226 and IPR2018-00234. According to updated mandatory notices filed in the captioned proceedings, Cavium, Inc. has now been converted to Cavium, LLC. *See, e.g.*, IPR2018-00226, Paper 28.

Case IPR2018-00226 (Patent 7,124,205 B2)

Case IPR2018-00234 (Patent 8,805,948 B2)

With leave from the Board, Petitioner filed a Motion for a Revised Protective Order in each of the above-captioned cases. IPR2018-00226, Paper 38; IPR2018-00234, Paper 32 (collectively “Motions”). Along with the Motions, Petitioner filed the proposed revised Stipulated Protective Order as Exhibit 1400 in each case (“Revised Protective Order”). In each case, Petitioner also filed as Exhibits 1401 and 1402, respectively: (1) a redlined version of the proposed Revised Protective Order showing changes relative to the Stipulated Protective Order previously filed by Patent Owner as “Appendix A” to a Motion to File Under Seal (*see* IPR2018-00226, Paper 22, 5–8; IPR2018-00234, Paper 17, 5–8) and orally entered in each case (IPR2018-00226, Ex. 2401, 33:2–6; IPR2018-00234, Ex. 2401, 33:2–6); and (2) a redlined version of the proposed Revised Protective Order showing changes relative to the Board’s default protective order provided in the Office Trial Practice Guide. Petitioner represents that the parties met and conferred and that Patent Owner does not oppose the proposed Revised Protective Order. Motions 1.

We have reviewed the form of the proposed Revised Protective Order (Ex. 1400) and find it differs in substance from the Stipulated Protective Order previously entered principally in its addition of a new “PETITIONER’S RESTRICTED – ATTORNEY’S EYES ONLY” tier (*see* Exhibit 1401). We find the terms to be reasonable, and we, accordingly, grant Petitioner’ Motion for a Revised Protective Order and enter the Revised Protective Order in each case.

Case IPR2018-00226 (Patent 7,124,205 B2)

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It is, therefore,

ORDERED that Petitioner's Motion for a Revised Protective Order in each of the above-captioned cases (IPR2018-00226, Paper 38; IPR2018-00234, Paper 32) is granted;

FURTHER ORDERED that the Revised Protective Order filed as Exhibit 1400 in each case is entered in each of IPR2018-00226 and IPR2018-00234; and

FURTHER ORDERED that the Revised Protective Order hereby supersedes the Stipulated Protective Order previously filed by Patent Owner as Appendix A to its Motion to File Under Seal filed in each of the above-captioned cases (IPR2018-00226, Paper 22; IPR2018-00234, Paper 17) and entered by the Board (IPR2018-00226, Ex. 2401, 33:2–6; IPR2018-00234, Ex. 2401, 33:2–6).

Case IPR2018-00226 (Patent 7,124,205 B2)

Case IPR2018-00234 (Patent 8,805,948 B2)

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