

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO. LTD.,
SAMSUNG ELECTRONICS AMERICA, INC. AND
APPLE INC.

Petitioners

v.

NEONODE SMARTPHONE LLC,

Patent Owner

Case IPR2021-00144
U.S. Patent No. 8,095,879

**SAMSUNG-PETITIONERS' UNOPPOSED MOTION TO SEAL PATENT
OWNER'S SUR-REPLY**

Samsung-Petitioners' Unopposed Motion to Seal
IPR2021-00144 (U.S. Patent No. 8,095,879)

Pursuant to 37 C.F.R. § 42.54 and Petitioners Samsung Electronics Co. Ltd., Samsung Electronics America, Inc. (collectively "Samsung-Petitioners") previous Unopposed Motion to Seal and Submission of Joint Proposed Protective Order at Paper 39, Samsung-Petitioners move to seal a portion of Patent Owner's Sur-reply (Paper 49) at page 5 (redaction at Exhibit 1073) as SAMSUNG-NEONODE-CONFIDENTIAL-APPLE ATTORNEY'S EYES ONLY under the Joint Proposed Protective Order. Samsung-Petitioners have met and conferred with Patent Owner, and Patent Owner does not oppose sealing the identified material.

Samsung-Petitioners submit that, in light of the reasons discussed herein, in Samsung-Petitioners' Motion to Seal at Paper 39, and the Board's Order Granting Samsung-Petitioners' Motion to Seal in a related proceeding (IPR2021-00145, Paper 53), good cause exists to seal the identified material in Patent Owner's Sur-reply. The identified material at page 5 of Patent Owner's Sur-reply references confidential information in the Samsung-Neonode Agreement of Exhibit 2028, which Samsung-Petitioners previously moved to seal in its entirety. *See* Paper 39. In particular, the identified material contains a reference to the terms of Exhibit 2028 that the Board ordered sealed in a related proceeding. IPR2021-00145, Paper 53 at 5-6. A public redacted version of Patent Owner's Sur-reply, as agreed to by Patent Owner, is filed herewith at Exhibit 1073.

Samsung-Petitioners' Unopposed Motion to Seal
IPR2021-00144 (U.S. Patent No. 8,095,879)

Dated: August 19, 2022

Respectfully Submitted,

/Tiffany C. Miller/

Tiffany C. Miller, Reg. No. 52,032

James M. Heintz, Reg. No. 41,828

Attorneys for Samsung-Petitioners

CERTIFICATE OF SERVICE

The undersigned certifies, in accordance with 37 C.F.R. § 42.6(e), that service was made on the Patent Owner as detailed below:

SAMSUNG-PETITIONERS' UNOPPOSED MOTION TO SEAL PATENT OWNER'S SUR-REPLY

Date of Service: August 19, 2022

Manner of Service: Electronic Mail

Kenneth J. Weatherwax	weatherwax@lowensteinweatherwax.com
Nathan Lowenstein	lowenstein@lowensteinweatherwax.com
Parham Hendifar	hendifar@lowensteinweatherwax.com
Vinson Lin	lin@lowensteinweatherwax.com
Philip Graves	philipg@hbsslaw.com

Neonode_IPRs@lowensteinweatherwax.com

Dated: August 19, 2022

/Tiffany C. Miller/