
IPR2021-01413 - Inquiry regarding Board's Order (Paper 26)

2 messages

Ellyar Barazesh <ellyar@unifiedpatents.com>

Fri, Sep 9, 2022 at 12:23 PM

To: Trials <Trials@uspto.gov>

Cc: "Hayes, Jennifer" <jenhayes@nixonpeabody.com>, "Werber, Matthew" <mwerber@nixonpeabody.com>, "Dandalides, George" <gdandalides@nixonpeabody.com>, Michelle Aspen <michelle@unifiedpatents.com>

Dear Honorable Board,

On July 18, 2022 in the above-referenced proceeding, the Board issued an Order (Paper 26) granting Petitioner's unopposed first and second motions to seal and entering a protective order.

In the unopposed second motion to seal (Paper 24), Petitioner requested that the Board seal portions of the Patent Owner's Response (Paper 23) as well as certain exhibits. Paper 24, 1, 9-10. In the Order, the Board analyzed Petitioner's request and found good cause for sealing the requested documents, but in the concluding "ORDER" section stated Petitioner's "request[] to seal redacted portions of the Patent Owner's Preliminary Response" had been granted. Paper 26, 1-3 (underline added). Petitioner respectfully notes that it did not request that the Patent Owner's Preliminary Response (Paper 8) be sealed. Id., 1-2; Paper 24. As such, it appears that the Order's reference to the Patent Owner's Preliminary Response is a typographical error and intended to refer to the Patent Owner's Response (Paper 23).

Petitioner therefore respectfully requests that the Board clarify the record so it is clear Petitioner's request to seal redacted portions of the Patent Owner's Response (Paper 23) of the second motion to seal has been granted. Patent Owner does not oppose.

If the Board has any questions or would like to discuss this matter with the parties, please let us know.

Best,

Ellyar Y. Barazesh
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Trials <Trials@uspto.gov>

Mon, Sep 12, 2022 at 7:02 AM

To: Ellyar Barazesh <ellyar@unifiedpatents.com>, Trials <Trials@uspto.gov>

Cc: "Hayes, Jennifer" <jenhayes@nixonpeabody.com>, "Werber, Matthew" <mwerber@nixonpeabody.com>, "Dandalides, George" <gdandalides@nixonpeabody.com>, Michelle Aspen <michelle@unifiedpatents.com>

Counsel:

The Board will issue a corrected Order in due course.

Thank you,

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UNIFIED PATENTS EXHIBIT 1043

Megan Carlson
Supervisory Paralegal Specialist
Patent Trial and Appeal Board

From: Ellyar Barazesh <ellyar@unifiedpatents.com>
Sent: Friday, September 9, 2022 1:23 PM
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