

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ASSA ABLOY AB, ASSA ABLOY INC., ASSA ABLOY RESIDENTIAL
GROUP, INC., AUGUST HOME, INC., HID GLOBAL CORPORATION,
ASSA ABLOY GLOBAL SOLUTIONS, INC.,
Petitioner,

v.

CPC PATENT TECHNOLOGIES PTY LTD.,
Patent Owner.

Case IPR2022-01094
Patent 8,620,039

JOINT MOTION FOR PROTECTIVE ORDER

I. INTRODUCTION

Petitioners ASSA ABLOY AB, ASSA ABLOY Inc., ASSA ABLOY Residential Group, Inc., August Home, Inc., HID Global Corporation, and ASSA ABLOY Global Solutions, Inc. (collectively, “Petitioners”) and Patent Owner CPC Patent Technologies Pty Ltd. (“CPC” or “Patent Owner”) have agreed upon entry of a [Proposed] Stipulated Protective Order (“Stipulated Protective Order”) in this proceeding. The Stipulated Protective Order is attached hereto as Appendix A. A mark-up showing the differences between the Stipulated Protective Order and the PTAB’s default protective order is also provided and attached hereto as Appendix B.

II. GOOD CAUSE EXISTS FOR ENTERING THE STIPULATED PROTECTIVE ORDER

A party seeking to protect confidential information may seek entry of a protective order in a proceeding before the Board. *See, e.g., Garmin Int’l, Inc. v. Cuozzo Speed Techs, LLC*, IPR2012-00001, Paper 34 (PTAB Mar. 14, 2013). Upon a showing of good cause, the Board may enter a protective order to protect from public disclosure such confidential information as disclosed by a party during the course of a proceeding before the Board. *See* 37 CFR § 42.54.

Patent Owner and Petitioners have agreed to use the Stipulated Protective Order in Appendix A to govern the handling of confidential information in this proceeding. The Stipulated Protective Order corresponds to the default protective

order set forth in the Office Patent Trial Practice Guide, but has been amended to 1) revise confidential information designations; 2) preclude access by the Parties and limit in-house counsel access to the protected information; and 3) provide for notice provisions if disclosure of the protected information to an independent consultant or expert is sought. *See* Appendix B (mark-up showing amendments of the Stipulated Protective Order relative to the language in the Board's default protective order).

Amendment 1) is analogous to an outside-counsel-eyes-only designation and is necessary because the information sought to be protected is considered by the designating party to be highly sensitive technical and business trade secret information.

Amendment 2) provides minor revisions to the provisions relating to who may access the protected material, including precluding access by the Parties and provisions relating to limiting the number of in-house counsel who have access to the protected information, as well as prior approval of the opposing party of in-house counsel before disclosure. These minor revisions are designed to avoid inadvertent disclosure of each party's protected information.

Amendment 3) pertains to notice provisions regarding disclosure of protected information to independent consultants or experts. This revision is typical in standard protective orders and ensures there is no conflict of interest.

In view of the foregoing, good cause exists to enter the Stipulated Protective Order. Accordingly, Patent Owner and Petitioners respectfully request entry of the Stipulated Protective Order.

Dated: November 4, 2022

Respectfully submitted,

By: /Andrew C. Ryan/
Andrew C. Ryan
Reg. No. 43,070
Steven M. Coyle
(admitted *pro hac vice*)
Nicholas A. Geiger
(admitted *pro hac vice*)
CANTOR COLBURN LLP
20 Church Street, 22nd Floor
Hartford, CT 06103
Tel.: (860) 286-2929
Fax.: (860) 286-0115
aryan@cantorcolburn.com
scoyle@cantorcolburn.com
ngeiger@cantorcolburn.com

Attorneys for Patent Owner

By: /Andrew Devkar/
Dion Bregman
Andrew Devkar
James J. Kritsas
MORGAN, LEWIS & BOCKIUS LLP
1400 Page Mill Road
Palo Alto, CA 94304
Tel.: (650) 843-4000
Fax.: (650) 843-4001
HID-IPRs@morganlewis.com

Attorneys for Petitioners

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that on this 4th day of November, 2022, service of the foregoing document was made on counsel of record by filing this document through the Patent Trial and Appeal Board's P-TACTS platform.

Dated: November 4, 2022

By: /Andrew C. Ryan/
Andrew C. Ryan
Reg. No. 43,070

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.