

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE LLC,
Petitioner,

v.

PERSONALIZED MEDIA COMMUNICATIONS, LLC,
Patent Owner.

IPR2020-00723
Patent 7,747,217 B1

Before GEORGIANNA W. BRADEN, JON M. JURGOVAN, and
JOHN F. HORVATH, *Administrative Patent Judges*.

HORVATH, *Administrative Patent Judge*.

ORDER
Conduct of the Proceeding
37 C.F.R. § 42.5

On July 2, 2020, we denied Petitioner’s Motion to Seal the infringement contentions Patent Owner served on Petitioner (Exhibit 1025) because Petitioner failed to establish that “good cause” existed to file Exhibit 1025 under seal. *See* Paper 13, 3. Specifically, we found Petitioner failed to show “good cause” to seal the Exhibit because Petitioner “fail[ed] to even allege, (let alone demonstrate) that Exhibit 1025 contains confidential information whose public disclosure would harm a party.” *Id.* Instead, Petitioner “aver[ed] that it does not ‘concede that any information in Exhibit 1025 is confidential or that good cause exists to seal the exhibit,’ but nonetheless request[ed] filing the exhibit under seal because ‘Patent Owner believes good cause exists to seal Exhibit 1025.’” *Id.* (quoting Paper 3, 1–2).

Relying on Petitioner’s representation that it was Patent Owner who believed the material in Exhibit 1025 was confidential, we decided to “maintain the confidentiality of Exhibit 1025 until the latter of (a) July 20, 2020 or (b) our decision on any motion to seal filed by Patent Owner on or before that date.” *Id.* Patent Owner has not filed a motion to seal Exhibit 1025. Therefore, the confidentiality of Exhibit 1025 will no longer be maintained and we order the unsealing of Exhibit 1025.

ORDER

It is ORDERED that Exhibit 1025 shall no longer be maintained as a confidential document; and

FURTHER ORDERED that Exhibit 1025 shall be made publicly available.

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Patent No. 7,747,217 B1

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