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IPR2014-00935, Paper 67
IPR2014-00936, Paper 69
IPR2014-00938, Paper 71
Entered: February 4, 2016

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

JIAWEI TECHNOLOGY (HK) LTD., JIAWEI TECHNOLOGY (USA) LTD.,
SHENZHEN JIAWEI PHOTOVOLTAIC LIGHTING CO., LTD., ATICO
INTERNATIONAL (ASIA) LTD., ATICO INTERNATIONAL USA, INC.,
CHIEN LUEN INDUSTRIES CO., LTD., INC. (CHIEN LUEN FLORIDA),
CHIEN LUEN INDUSTRIES CO., LTD., INC. (CHIEN LUEN CHINA),
COLEMAN CABLE, LLC, NATURE'S MARK, RITE AID CORP., SMART
SOLAR, INC., AND TEST RITE PRODUCTS CORP.,
Petitioner,

v.

SIMON NICHOLAS RICHMOND,
Patent Owner.

IPR2014-00935 (Patent 8,089,370 B2)
IPR2014-00936 (Patent 7,196,477 B2)
IPR2014-00938 (Patent 7,429,827 B2)

Before WILLIAM V. SAINDON, JUSTIN T. ARBES, and
BARRY L. GROSSMAN, *Administrative Patent Judges*.

SAINDON, *Administrative Patent Judge*.

DECISION
Denying Petitioner's Motions to Expunge
37 C.F.R. § 42.56

IPR2014-00935 (Patent 8,089,370 B2)
IPR2014-00936 (Patent 7,196,477 B2)
IPR2014-00938 (Patent 7,429,827 B2)

Final Written Decisions were issued in each of the subject cases. Petitioner filed a Motion to Expunge certain materials filed under seal in each of the subject cases.

We recognize Petitioner's concern that its confidential information may be made public.¹ The time for appeal in the subject cases, however, has not yet expired. Accordingly, we explicitly order the record to be preserved until after the resolution of any appeal or time for appeal. After such time, if either party believes any materials should be expunged from the record, the party should contact the Board.

ORDER

It is hereby:

ORDERED that Petitioner's Motion to Expunge Confidential Information (IPR2014-00935, Paper 66; IPR2014-00936, Paper 68; IPR2014-00938, Paper 70) is denied in each of the subject cases; and

FURTHER ORDERED that the evidence and papers under seal in IPR2014-00935, IPR2014-00936, and IPR2014-00938 will remain under seal for sufficient time to allow appellate review of the entire record.

¹ The Office Patent Trial Practice Guide, 77 Fed. Reg. 48,756, 48,761 (Aug. 14, 2012), states that confidential information subject to a protective order ordinarily would become public 45 days "after final judgment in a trial."

IPR2014-00935 (Patent 8,089,370 B2)
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