

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

HUAWEI TECHNOLOGIES CO., LTD.

and HUAWEI ENTERPRISE USA,

Petitioner,

v.

SPHERIX INCORPORATED,

Patent Owner.

Case IPR2015-01390

U.S. Patent No. 7,664,123

MOTION TO FILE UNDER SEAL

Patent Owners Spherix Incorporated and NNPT, LLC. (“Spherix”) hereby respectfully move (the “Motion to Seal”) and request leave to file certain documents under seal pursuant to 35 U.S.C. § 316(a)(1). In accordance with 37 C.F.R. § 42.74(c), Patent Owners hereby request that the settlement be treated as business confidential information and be kept separate from the files of the involved patent or application. This request is being filed concurrently with the settlement, as required by 37 C.F.R. § 42.74(c).

September 18, 2015

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of September, 2015, a true and correct copy of the foregoing MOTION TO FILE UNDER SEAL was served via electronic mail upon the following counsel of record for Petitioner HUAWEI TECHNOLOGIES CO., LTD. and HUAWEI ENTERPRISE USA.:

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