

Filed: November 28, 2017

Filed on behalf of:

Patent Owner LiquidPower Specialty Products Inc.

By: Douglas W. McClellan, Reg. No. 41,183
Weil, Gotshal & Manges LLP
700 Louisiana, Suite 1700
Houston, Texas 77002
Tel: (713) 546-5000, Fax: (713) 224-9511
doug.mcclellan@weil.com

Elizabeth S. Weiswasser, Reg. No. 55,721
Weil, Gotshal & Manges LLP
767 Fifth Avenue
New York, NY 10153
Tel: (212) 310-8000, Fax: (212) 310-8007
elizabeth.weiswasser@weil.com

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BAKER HUGHES INCORPORATED, a GE Company LLC
Petitioner,

v.

LIQUIDPOWER SPECIALTY PRODUCTS INC.,
Patent Owner.

Case IPR2016-01901
U.S. Patent No. 8,450,249

PATENT OWNER'S MOTION TO EXPUNGE AND REFILE

I. Relief Requested

Patent Owner respectfully requests that Paper 46 (the redacted, public version of Patent Owner's Motion to Exclude) and Paper 49 (the redacted, public version of Patent Owner's Motions for Observations) be expunged from the record and not be made public, and that Patent Owner be permitted to refile the further redacted, public versions of these two papers (submitted concurrently).

Counsel for Petitioner emailed counsel for Patent Owner on November 14, 2017 to request that the additional redactions referenced below be applied to these two papers. Counsel for Petitioner indicated that the portions of the papers that Petitioner seeks to have redacted contain Petitioner's confidential information because they refer to information regarding the composition of Petitioner's products. As Petitioner has requested that Patent Owner file the instant motion, Petitioner does not oppose the motion.

Counsel for Patent Owner emailed the Board to seek authorization to file the instant motion on November 17, 2017. By email to the parties on November 21, 2017, the Board authorized Patent Owner to file the instant motion.

II. Factual Background

On October 30, 2017, Patent Owner filed confidential versions of its Motion to Exclude (Paper 45) and Motions for Observations (Paper 47), which are accessible only by the Board and parties. Patent Owner moved to seal both papers. Papers 44

and 48. In conjunction with its filing of the confidential versions of these motions, Patent Owner filed redacted versions of the two papers (Paper 46 and Paper 49, respectively), which are accessible publicly.

III. Reasons Why Relief Should Be Granted

Patent Owner respectfully requests that the Board expunge the redacted, public versions of its Motion to Exclude (Paper 46) and Motions for Observation (Paper 49), and to permit the refiling of the further-redacted versions of those papers, submitted concurrently herewith, to be substituted in their place. The further-redacted versions contain additional redactions to the portions of those two papers that Petitioner has identified as containing Petitioner's confidential information.

Specifically, in Paper 46, Petitioner has informed Patent Owner that Petitioner requests the redaction of an additional sentence on page 10, which Petitioner asserts relates to the composition of Petitioner's product. Paper 46 at 10. Petitioner contends that the sentence contains confidential information, because it discloses information concerning the composition of Petitioner's DRA products, which Petitioner contends is its confidential information.

In Paper 49, Petitioner has informed Patent Owner that Petitioner requests the redaction of additional statements in Request for Observation No. 8. Petitioner contends that those statements disclose information relating to the composition of Petitioner's product, which Petitioner contends is its confidential information.

IV. Conclusion

For the foregoing reasons, Patent Owner respectfully requests that the motion be granted.

Dated: November 28, 2017

Respectfully submitted,

/s/ Douglas W. McClellan /
Douglas W. McClellan, Reg. No. 41,183
Melissa L. Hotze, Reg. No. 55,279
Weil, Gotshal & Manges LLP
700 Louisiana, Suite 1700
Houston, TX 77002
Tel: (713) 546-5000
Fax: (713) 224-9511
doug.mcclellan@weil.com
melissa.hotze@weil.com

Elizabeth S. Weiswasser, Reg. No. 55,721
Weil, Gotshal & Manges LLP
767 Fifth Avenue
New York, NY 10153
Tel: (212) 310-8000
Fax: (212) 310-8007
elizabeth.weiswasser@weil.com

*Attorneys for Patent Owner LiquidPower
Specialty Products Inc.*

CERTIFICATE OF SERVICE

I hereby certify that on November 28, 2017, a copy of **PATENT OWNER'S MOTION TO EXPUNGE AND REFILE** was served by filing this document through the PTAB's E2E Document Processing System as well as delivering a copy via electronic mail upon the following:

Herbert D. Hart III
Registration No. 30,063
McAndrews, Held & Malloy, Ltd.
500 West Madison Street
Chicago, Illinois 60661
Tel.: (312) 775-8000
Email: hhart@mcandrews-ip.com

George F. Wheeler
Registration No. 28,766
McAndrews, Held & Malloy, Ltd.
500 West Madison Street
Chicago, Illinois 60661
Tel.: (312) 775-8000
Email: gwheeler@mcandrews-ip.com

Aaron F. Barkoff
Registration No. 52,591
McAndrews, Held & Malloy, Ltd.
500 West Madison Street
Chicago, Illinois 60661
Tel.: (312) 775-8000
Email: abarkoff@mcandrews-ip.com

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