

## New Standing Order Makes It Easier To File Documents Under Seal and Requires Redacted Pleadings on the Public Docket

MARCH 5, 2021

On February 12, 2021, Judge Albright issued a new [standing order](#) regarding filing documents under seal. This order applies to all patent cases pending in the Waco division of the Western District of Texas.

In short, the new order simplifies sealed filings in Judge Albright's patent cases in Waco by eliminating the need for parties to seek leave prior to filing under seal materials containing confidential information. Instead, parties will have seven days to file a redacted version of any motion or pleadings that has been filed under seal. Parties are not required to file redacted versions of exhibits to such documents.

The order requires parties to coordinate to ensure that the public version redacts information that any party deems confidential, but notes that "[c]ooperating to file the public version shall not be deemed as agreeing that the redacted information is actually confidential."

We provide a quick reference guide below for filing documents under seal pursuant to this new procedure.

# First Step: Filing Sealed Motion or Document

- Select “Sealed Motions & Documents”

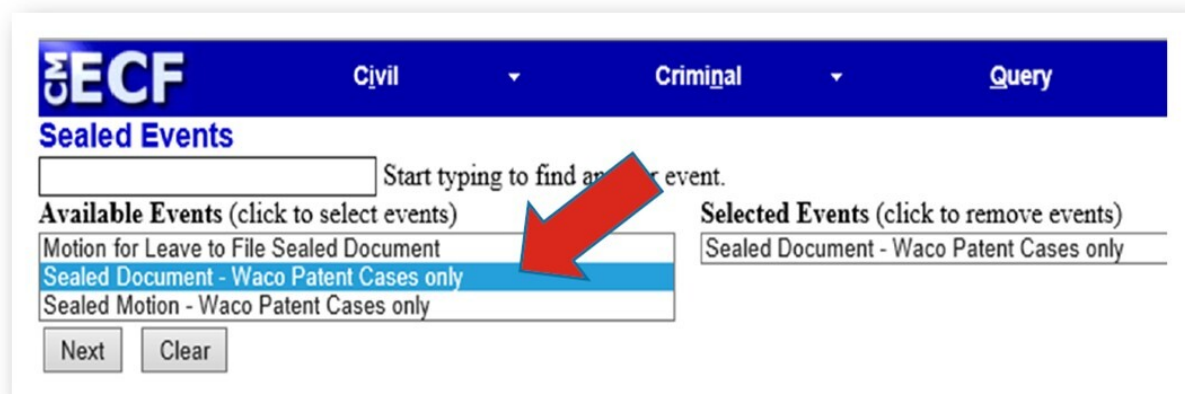


The screenshot shows the ECF (Electronic Case Filing) interface. At the top, there is a blue navigation bar with the ECF logo and three tabs: 'Civil', 'Criminal', and 'Query'. Below the 'Civil' tab, the 'Civil Events' section is visible. A red arrow points to the 'Sealed Events' link. Under 'Sealed Events', there are two links: 'Sealed Motions and Documents' and 'Ex Parte Motions and Documents'. To the right, under 'Civil Case Opening', there is a link 'Open Civil Case'. Below 'Sealed Events', there is a section for 'Initial Pleadings and Service' with links for 'Complaints, Other Initiating Documents', 'Amended Complaints, Counterclaims, Crossclaims', 'Service of Process', and 'Answers to Complaints'. To the right of this, under 'Other Filings', there are links for 'ADR Documents', 'Notices', 'Trial Documents', 'Appeal Documents', and 'Other Documents'.

© 2021 Winston & Strawn LLP

# First Step: Filing Sealed Motion or Document

- Select the applicable event (document or motion)



The screenshot shows the ECF filing system interface for selecting a sealed event. At the top, there is a blue navigation bar with the ECF logo and three tabs: 'Civil', 'Criminal', and 'Query'. Below the 'Civil' tab, the 'Sealed Events' section is visible. There is a search bar with the text 'Start typing to find an event.' Below the search bar, there are two columns: 'Available Events (click to select events)' and 'Selected Events (click to remove events)'. The 'Available Events' list contains three items: 'Motion for Leave to File Sealed Document', 'Sealed Document - Waco Patent Cases only', and 'Sealed Motion - Waco Patent Cases only'. A red arrow points to the 'Sealed Document - Waco Patent Cases only' item. The 'Selected Events' list contains one item: 'Sealed Document - Waco Patent Cases only'. At the bottom, there are two buttons: 'Next' and 'Clear'.

© 2021 Winston & Strawn LLP

# First Step: Filing Sealed Motion or Document

- A new message will remind filers that this event is only to be used in Judge Albright's Waco Division patent cases
- Once sealed document is attached, proceed through the filing screens as usual



**Sealed Events**  
6:20-cv-06500-ADA Unification Technologies LLC v. Micron Technology, Inc. et al

PATENT

This event can only be used for filing sealed documents in patent cases assigned to Judge Albright and only in the WACO Division. Sealed documents to be filed in non-patent cases and in cases not filed in the Waco Division, must be submitted as an attachment to the Motion for Leave to File a Sealed Document event.

Select the pdf document and any attachments.

Main Document  
Browse...


Attachments	Category	Description
1. <input type="text"/>	Docu...	<input type="text"/>

Next Clear

© 2021 Winston & Strawn LLP

# Second Step: Filing Copy of Sealed Document/Motion (within 7 days)

- Select "Other Documents"



**ECF** Civil Criminal Query

Civil Events

**Sealed Events**  
[Sealed Motions and Documents](#)  
[Ex Parte Motions and Documents](#)

**Initial Pleadings and Service**  
[Complaints, Other Initiating Documents](#)  
[Amended Complaints, Counterclaims, Crossclaims](#)  
[Service of Process](#)  
[Answers to Complaints](#)  
[Other Answers](#)

**Civil Case Opening**  
[Open Civil Case](#)

**Other Filings**  
[ADR Documents](#)  
[Notices](#)  
[Trial Documents](#)  
[Appeal Documents](#)  
[Other Documents](#)  
[Request for Certificate of Good Standing](#)

© 2021 Winston & Strawn LLP

## Second Step: Filing Redacted Copy of Sealed Document/Motion (within 7 days)

- Select “Redacted Copy”

ECF Civil Criminal Query Reports

Other Documents

Available Events (click to select an event)

- Payment of Miscellaneous Filing Fee
- Payment of Pro Hac Vice Filing Fee
- Payment of Pro Hac Vice Filing Fee
- Payment of Pro Hac Vice Filing Fee
- Pretrial Disclosures
- Pretrial Memorandum
- Proposed Pretrial Order
- Redacted Copy**
- Redaction Request - Transcript
- Response
- Response to Order for More Definite Statement
- Response to Order to Show Cause
- Rule 26(f) Discovery Report/Case Management Plan
- Satisfaction of Judgment
- Scheduling Recommendations/Proposed Scheduling Order

Selected Event

Redacted Copy

Next Clear

© 2021 Winston & Strawn LLP

## Second Step: Filing Redacted Copy of Sealed Document/Motion (within 7 days)

- Check box to prompt linkage to sealed filing

Other Documents

[6:20-cv-00500-ADA Unification Technologies LLC v. Micron Technology, Inc. et al](#)

PATENT

☒ Should the document you are filing link to another document in this case?

Filed  to

Documents  to

Next Clear

© 2021 Winston & Strawn LLP

1 Min Read

Related Locations

Los Angeles

San Francisco

Silicon Valley

## Related Capabilities

Patent Litigation

## Related Regions

North America

*This entry has been created for information and planning purposes. It is not intended to be, nor should it be substituted for, legal advice, which turns on specific facts.*