

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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IBG LLC,  
INTERACTIVE BROKERS LLC, TRADESTATION GROUP, INC.  
TRADESTATION SECURITIES, INC., TRADESTATION TECHNOLOGIES,  
INC., and IBFX, INC.,  
Petitioner

v.

TRADING TECHNOLOGIES INTERNATIONAL, INC.  
Patent Owner

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Case CBM2015-00182  
Patent 6,772,132

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**PETITIONER'S  
UNOPPOSED MOTION FOR *PRO HAC VICE* ADMISSION  
UNDER 37 C.F.R. § 42.10(c)**

Pursuant to 37 C.F.R. § 42.10(c), the Petitioner (“TradeStation Group, Inc. and TradeStation Securities Inc.”) respectfully requests that the Board recognize Adam J. Kessel as counsel *pro hac vice* in this proceeding. Petitioner seeks the counsel of Adam J. Kessel due to his experience in representing Petitioner in other patent-related matters and particularly due to his familiarity with the substantive and technical issues involved in this proceeding. This motion is authorized by the Notice of Filing Date Accorded to Petition and Time for Filing Patent Owner Preliminary Response that was mailed on September 21, 2015.

### **Statement of Facts**

Mr. Kessel is a patent litigation attorney with more than a decade of experience representing clients in cases involving computer software. Mr. Kessel regularly litigates cases before the United States Court of Appeals for the Federal Circuit, various federal district courts, and the International Trade Commission. Through his practice in such cases, Mr. Kessel has gained substantial experience in jury trials, discovery, *Markman* hearings, and appeals. In addition to his legal experience, Mr. Kessel had many years of software development experience prior to entering the practice of law. Mr. Kessel also has a degree in chemistry from Princeton University. TradeStation Group, Inc and TradeStation Securities, Inc.

provides Adam Kessel's biography as Exhibit A of the Declaration of Adam Kessel, as evidence.

Mr. Kessel also has particular experience and familiarity with the substantive and technical issues involved in this Covered Business Method review proceeding. Mr. Kessel has been involved in co-pending patent litigation brought by Patent Owner against Petitioner since its inception in June 2010. Over the past five years, Mr. Kessel has invested substantial time on Petitioner's behalf on motion practice, discovery, appeals, and analysis of the twelve patents-in-suit, including the patent for which review is sought in the instant proceeding. Petitioner has thus invested significant financial resources in this related matter in which Mr. Kessel served as Petitioner's counsel. Moreover, through his representation in the related matter, Petitioner has developed a particular relationship with Mr. Kessel such that Petitioner desires to continue the relationship with Mr. Kessel for the purpose of this proceeding.

#### **1. Affidavit of Individual Seeking to Appear**

This Motion for *Pro Hac Vice* Admission is accompanied by a Declaration by Mr. Kessel as required by the Order Authorizing Motion for *Pro Hac Vice* mailed September 21, 2015.

Accordingly, TradeStation Group, Inc. and TradeStation Securities, Inc.  
submit that there is good cause under 37 C.F.R. § 42.10(c) for the Board to  
recognize Mr. Kessel as counsel *pro hac vice* during this proceeding.

Respectfully submitted,

Date: 4/15/16



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Attorney for Petitioners

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**CERTIFICATION OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing

**PETITIONER'S UNOPPOSED MOTION FOR PRO HAC VICE**

**ADMISSION UNDER 37 C.F.R. § 42.10(c)** was served electronically via e-mail

on April 15, 2016, in its entirety on the following counsel of record for Patent

Owner:

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Joshua L. Goldberg (Back-up Counsel)

Kevin D. Rodkey (Back-up Counsel)

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Date: April 15, 2016

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