

Filed on behalf of: CHI MEI INNOLUX CORPORATION

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UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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CHI MEI INNOLUX CORPORATION  
Petitioner,  
v.  
SEMICONDUCTOR ENERGY LABORATORY, CO., LTD.  
Patent Owner.

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Case IPR2013-00038  
U.S. Patent 7,956,978

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PETITIONER'S MOTION FOR ADMISSION  
*PRO HAC VICE* OF STANLEY M. GIBSON PURSUANT TO 37 C.F.R. §42.10

## I. RELIEF REQUESTED

Pursuant to 37 C.F.R. §42.10 and the Board's "Order Authorizing Motion for *Pro Hac Vice* Admission – 37 C.F.R. §42.10," entered on November 8, 2012, Petitioner Chi Mei Innolux Corporation (now known as Innolux Corporation) requests that the Board admit Stanley M. Gibson *pro hac vice* in this proceeding.

## II. STATEMENT OF FACTS

Pursuant to 37 C.F.R. §42.10(c), the Board

may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause, subject to the condition that lead counsel be a registered practitioner and to any other conditions as the Board may impose. For example, where the lead counsel is a registered practitioner, a motion to appear *pro hac vice* by counsel who is not a registered practitioner may be granted upon showing that counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding.

37 C.F.R. §42.10(c). The facts, supported by the attached Declaration of Stanley M. Gibson in Support of Motion for Admission *Pro Hac Vice* ("Gibson Decl."), establish good cause to admit Mr. Gibson *pro hac vice* in this proceeding.

1. Lead counsel Scott A. McKeown is a registered practitioner and is experienced in *inter partes* proceedings in the USPTO.
2. Backup counsel Gregory S. Cordrey is a registered practitioner and is experienced in *inter partes* proceedings in the USPTO.
3. Stanley M. Gibson is an experienced litigation attorney. Mr. Gibson has been a litigation attorney for more than 20 years. (Gibson

Decl. ¶ 1.) Mr. Gibson has been litigating patent cases for approximately twelve of those years. (*Id.* ¶ 2.) Mr. Gibson is a member in good standing of the California State Bar, with no suspensions or disbarments from practice, nor any application for admission to practice denied, nor any sanctions or contempt citations, and is admitted to practice in the United States Court of Appeals for the Federal Circuit, United States Court of Appeals for the Ninth Circuit, and the United States District Courts for the Southern, Central and Northern Districts of California. (*Id.* ¶¶ 3-6.)

4. Mr. Gibson has familiarity with the subject matter at issue in this proceeding based on his work as lead counsel in the pending district court case *Semiconductor Energy Laboratory Co., Ltd. v. Chi Mei Innolux Corp., et al.*, SACV12-0021-JST (C.D. Cal.), which involves the same patent at issue in this proceeding. (*Id.* ¶ 7.) Mr. Gibson has been actively involved in all aspects of the pending district court case, including the issue of validity of the patents-in-suit. (*Id.* ¶¶ 7-8.)

5. Mr. Gibson has read and will comply with the Office Patent Trial Practice Guide and the Board's Rules for Practice for Trials set forth in part 42 of the C.F.R, and he agrees to be subject to the USPTO Code of Professional Responsibility set forth in 37 C.F.R. §§10.20 *et seq.*, and to disciplinary jurisdiction under 37 C.F.R. §11.19(a). (*Id.* ¶¶ 9-10.) Mr. Gibson has not applied to appear *pro hac vice* in any other proceedings before the Office in the last three (3) years. (*Id.* ¶ 11.)

6. Patent Owner SEL has confirmed via email correspondence with lead counsel, Scott McKeown (March 29, 2013), that this Motion will not be opposed.

### III. ANALYSIS

The facts contained in the Statement of Facts above, and contained in the Gibson Declaration, establish that there is good cause to admit Mr. Gibson *pro hac vice* in this proceeding under 37 C.F.R. §42.10. Lead counsel is a registered practitioner, Mr. Gibson is an experienced litigation attorney, and Mr. Gibson has an established familiarity with the subject matter at issue in the proceeding.

### IV. CONCLUSION

For the foregoing reasons, Petitioner respectfully request that the Board admit Stanley M. Gibson *pro hac vice* in this proceeding.

Respectfully submitted,

Dated: March 29, 2013

/Scott A. McKeown/

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DECLARATION OF STANLEY M. GIBSON IN  
SUPPORT OF PETITIONER'S MOTION FOR ADMISSION  
*PRO HAC VICE* OF STANLEY M. GIBSON PURSUANT TO 37 C.F.R. §42.10

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