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Filed on behalf of: MPHJ Technology Investments, LLC

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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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HEWLETT-PACKARD COMPANY

Petitioners,

v.

MPHJ TECHNOLOGY INVESTMENTS, LLC

Patent Owner

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Case IPR2013-00309

U.S. Patent 6,771,381

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## PATENT OWNER'S MOTION FOR ADMISSION

PRO HAC VICE OF STEVEN G. HILL PURSUANT TO 37 C.F.R. §42.10

### I. RELIEF REQUESTED

Pursuant to 37 C.F.R. §42.10 and the Notice of Filing Date Accorded, which authorizes parties to file motions for *pro hac vice* admission, Patent Owner MPHJ Technology Investments, LLC requests that the Board admit Steven G. Hill *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 Steven G. Hill (“Ex 2001”) in Support of Motion for Admission *Pro Hac Vice*, establish good cause to admit Mr. Hill *pro hac vice* in this proceeding.

1. Lead counsel Scott Horstemeyer is a registered practitioner and is experienced *in inter partes* proceedings in the USPTO.

2. Backup counsel Vivek Ganti is a registered practitioner and is experienced in *inter partes* proceedings in the USPTO.
3. Steven G. Hill is an experienced litigating attorney. Mr. Hill has been a litigating attorney for more than 19 years. (Ex 2001 ¶ 1.) Mr. Hill has been litigating patent cases for at least 15 of those years. (Id. ¶ 2.) Mr. Hill is a member in good standing of the Georgia 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, the United States Court of Appeals for the Sixth Circuit, the United States Court of Appeals for the Tenth Circuit, the United States Court of Appeals for the Eleventh Circuit and the United States District Courts for the Northern and Middle Districts of Georgia. (Id. ¶ 3.)
4. Mr. Hill has familiarity with the subject matter at issue in this proceeding based on his work as lead counsel in the following district court cases of a related patent, the 7,986,426 patent:
  - *Project Paperless, LLC v. UAV Communications, Inc. and Bosh Global Systems*, Case No. 3:12-cv-39 filed January 18, 2012 in the U.S. District Court for the Eastern District of Virginia.

- *Project Paperless, LLC v. BlueWave Computing, LLC*, et al., Case No. 1:12-cv-00995-SCJ filed March 23, 2012 in the U.S. District Court for the Northern District of Georgia.

Mr. Hill has been actively involved in all aspects of these district court cases, including the issue of validity of the 7,986,426 patent. (Id. ¶¶ 7-8.)

5. Mr. Hill 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. Hill has not applied to appear *pro hac vice* in any other proceedings before the Office in the last three (3) years. (Id. ¶ 11.)

### III. ANALYSIS

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

#### IV. CONCLUSION

For the foregoing reasons, Patent Owner MPHJ Technology Investments, LLC respectfully request that the Board admit Steven G. Hill *pro hac vice* in this proceeding.

Respectfully submitted,  
Dated: December 23, 2013  
*/Scott A. Horstemeyer/*

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