
CARDIOCOM, LLC.

Petitioner

v.

ROBERT BOSCH HEALTHCARE SYSTEMS, INC.

Patent Owner

CASE IPR: IPR2013-00451

Patent No. 7,587,469

**ROBERT BOSCH HEALTHCARE SYSTEMS, INC.'S
MOTION FOR *PRO HAC VICE*
ADMISSION OF LILLIAN MAO**

Systems, Inc., (“Bosch”) respectfully requests the *pro hac vice* admission of Lillian Mao in this proceeding.

II. GOVERNING LAWS, RULES AND PRECEDENT

Section 42.10(c) states as follows:

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.

The Board’s Notice of Filing Date Accorded to Petition, Paper No. 4 in this proceeding (“Filing Date Notice”), states that motions for *pro hac vice* admission under 37 C.F.R. § 42.10(c) must be filed in accordance with the “Order – Authorizing Motion for *Pro Hac Vice* Admission” entered in Case IPR2013-00010 (MPT) (“*Pro Hac Vice* Order”). Filing Date Notice, Paper No. 4, at 2. In

The *Pro Hac Vice* Order requires that such motions (1) “[c]ontain a statement of facts showing there is good cause for the Board to recognize counsel *pro hac vice* during the proceeding,” and (2) “[b]e accompanied by an affidavit or declaration of the individual seeking to appear attesting to the following:

- i. Membership in good standing of the Bar of at least one State or District of Columbia;
- ii. No suspensions or disbarments from practice before any court or administrative body;
- iii. No application for admission to practice before any court or administrative body ever denied;
- iv. No sanctions or contempt citations imposed by any court or administrative body;
- v. The individual seeking to appear has read and will comply with the Office Patent Trial Practice Guide and the Board’s Rules of Practice for Trials set forth in part 42 of the C.F.R.;

has applied to appear *pro hac vice* in the last three (3) years;

and

viii. Familiarity with the subject matter at issue in the proceeding.”

Pro Hac Vice Order, at 3-4.

III. STATEMENT OF FACTS

Based on the following facts, and supported by the Affidavit of Lillian Mao (BOSCH 2002) submitted herewith, Patent Owner Bosch requests the *pro hac vice* admission of Lillian Mao in this proceeding.

1. Robert Bosch Healthcare Systems, Inc.’s lead counsel, Don Daybell, is a registered practitioner (Reg. No. 50,877).
2. Ms. Mao is an associate at the law firm of Orrick Herrington & Sutcliffe LLP. (BOSCH 2002 ¶ 3)
3. Ms. Mao is an experienced litigating attorney and has been a litigating attorney for more than 3 (three) years. (*Id.*, ¶ 3). Ms. Mao has been litigating patent cases for over 3 (three) years. (*Id.*, ¶ 4).

No. 7,587,469 (the “469 Patent”) and with its prosecution file history. (*Id.*, ¶ 6). She also has an in-depth familiarity with Bosch’s related U.S. Patent Nos. 7,516,192, 7,921,186, 7,870,249, and their file histories. (*Id.*).

5. Ms. Mao is counsel for Bosch in a co-pending district court litigation against Petitioner Cardiocom LLC (“Cardiocom”). That litigation is captioned *Robert Bosch Healthcare Systems, Inc. v. Cardiocom, LLC*, Civil Action No. 2:13-cv-349 (E.D. Tex.), and involves the same patent at issue in this proceeding. (*Id.*). As counsel for Bosch, Ms. Mao has been actively involved in all aspects of its district court litigation. (*Id.*).
6. In addition, Ms. Mao is counsel for Bosch in another district court litigation against Cardiocom, captioned *Robert Bosch Healthcare Systems, Inc. v. Cardiocom, LLC*, Case No. 5:12-CV-3864-EJD (N.D. Cal.). That litigation involves U.S. Patent Nos. 6,368,273; 6,968,375; 7,252,636; and 8,140,663 which are

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.