

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AKER BIOMARINE AS
Petitioner

v.

Patent of NEPTUNE TECHNOLOGIES AND BIORESSOURCES INC.
Patent Owner

Case IPR2014-00003
Patent 8,278,351

**DECLARATION OF LAURA J. CUNNINGHAM IN SUPPORT OF
MOTION TO APPEAR *PRO HAC VICE* ON BEHALF OF
PATENT OWNER NEPTUNE TECHNOLOGIES
AND BIORESSOURCES INC.**

NEPTUNE EX. 2017

I, Laura J. Cunningham, do hereby declare:

1. I am an associate in the law firm Cooley LLP. Lead counsel in this *inter partes* review proceeding is Stephen L. Altieri, Ph.D., who is an associate in the law firm Cooley LLP. Dr. Altieri is registered to practice before the United States Patent and Trademark Office and holds Registration No. 63,133. With respect to this proceeding, I will work closely with Dr. Altieri.

2. I hold a Bachelor of Arts degree in English Language and Literature and History of Art from the University of Michigan. I hold a Juris Doctor degree from the University of Michigan School of Law.

3. I have nearly five years of experience as a litigating attorney representing clients in matters in various United States District Courts, the Court of Appeals for the Federal Circuit, and before the International Trade Commission. My experience includes several matters in the chemical and electrical engineering arts. I am, therefore, an experienced litigating attorney. Patent Owner desires, and has a need, to be represented in certain aspects of these proceedings by an experienced litigating attorney.

4. I am familiar with U.S. Patent No. 8,278,351, and with the legal subject matter, technical subject matter, and prior art discussed in Petitioner's Request for *Inter Partes* Review of U.S. Patent No. 8,278,351, which forms the basis for this

proceeding.

5. I am a member in good standing of the Bar of Virginia. I am admitted to practice before the United States District Court for the Eastern District of Virginia and the Court of Appeals for the Federal Circuit.

6. I have never been suspended or disbarred from practice before any court or administrative body.

7. I have never had a court or administrative body deny my application for admission to practice.

8. I have never been sanctioned or cited for contempt by any court or administrative body.

9. I have 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.

10. I agree to be subject to the United States Patent and Trademark Office Code of Professional Responsibility set forth in 37 C.F.R. §§ 10.20 et seq. and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

11. In the past three (3) years, I have not appeared *pro hac vice* in any proceedings before the United States Patent and Trademark Office.

12. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false

Neptune's Motion for Laura J. Cunningham to Appear *Pro Hac Vice*

statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of U.S. Patent No. 8,278,351.

Dated: May 2, 2014

By: /Laura J. Cunningham/
Laura J. Cunningham