

Filed on behalf of: IPR LICENSING, INC.

Entered: February 20, 2015

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ZTE CORPORATION AND ZTE (USA) INC.
Petitioner

V.

IPR LICENSING, INC.
Patent Owner

Case IPR2014-00525
Patent 8,380,244

Before SALLY C. MEDLEY, MIRIAM L. QUINN, and
BEVERLY M. BUNTING, *Administrative Patent Judges.*

**PATENT OWNER'S MOTION FOR ADMISSION *PRO HAC VICE* OF
ALFREDO A. PEREZ DE ALEJO PURSUANT TO 37 C.F.R. § 42.10(c)**

Patent Owner IPR Licensing, Inc. (“Patent Owner”) respectfully requests that the Board recognize Alfredo A. Perez de Alejo, Esq. as *pro hac vice* counsel and backup counsel during this proceeding.

I. BACKGROUND

Patent Owner’s Motion for *Pro Hac Vice* Admission is being filed pursuant and in compliance with the Notice of Filing Date Accorded to Petition and Time Period For Filing Patent Owner Preliminary Response for this Petition, which was mailed April 2, 2014 (Paper 4) (the “Notice”). The Notice authorizes the parties to file motions for *pro hac vice* admissions under 37 C.F.R. § 42.10(c). Further to the Notice, such “motions shall be filed in accordance with the ‘Order – Authorizing Motion for *Pro Hac Vice* Admission’ in Case IPR2013-00639.” *Id.* at 2.

II. TIMING OF FILING

This Motion for *Pro Hac Vice* Admission is being filed more than twenty-one days after service of the petition, *i.e.*, the time specified in the “Order – Authorizing Motion for *Pro Hac Vice* Admission” in Case IPR2013-00639.

III. STATEMENT OF FACTS

As required by the Order, the following statement of facts, supported by the attached Declaration of Alfredo A. Perez de Alejo in Support of the Motion for *Pro Hac Vice* Admission (“Perez de Alejo Decl.”), shows that there is good cause for the Patent Trial and Appeal Board (“Board”) to recognize Mr. Perez de Alejo *pro hac vice* in this proceeding. Lead counsel, Jonathan D. Link, and backup counsel,

Julie M. Holloway, are registered practitioners and are experienced in proceedings before the USPTO.

Mr. Perez de Alejo is an experienced litigation attorney. Mr. Perez de Alejo has been a litigating attorney for more than 8 years, and has been involved in numerous patent litigation cases in federal courts and the U.S. International Trade Commission. Mr. Perez de Alejo's experience includes representing a wide range of clients in complex intellectual property litigation, and he has appeared as counsel for InterDigital in a number of litigation matters before the U.S. International Trade Commission and various District Courts. Mr. Perez de Alejo is a member in good standing of the New York 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 District Court for the Southern District of New York. His mailing address is at Latham & Watkins LLP, 885 Third Avenue, New York, NY 10022-4834, his email address is alfredo.perezdealejo@lw.com, and his direct dial is (212) 906-1304.

Mr. Perez de Alejo has worked with lead and backup counsel in most aspects of their participation in this proceeding and the related proceeding in District Court for the District of Delaware. As such, he has reviewed and is familiar with (i) U.S. Patent No. 8,380,244, the patent at issue in this proceeding,

(ii) the prior art relied upon in ZTE's Petition, (iii) the legal and factual arguments that have been address by Patent Owner and (iv) the developments in this proceeding since the filing of ZTE's Petition. Accordingly, he has established familiarity with the subject matter at issue in these proceedings and the conduct of these proceedings to date.

Mr. Perez de Alejo 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 C.F.R. and he agrees to be subject to the USPTO Rules of Professional Conduct set forth in 37 C.P.R. §§ 11.01 *et seq.*, and to disciplinary jurisdiction under 37 C.P.R. § 11.19(a).

IV. ANALYSIS

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

V. CONCLUSION

Therefore, Patent Owner respectfully submits that there is good cause for the Board to recognize Mr. Perez de Alejo as *pro hac vice* backup counsel during this

proceeding. Patent Owner's Motion for *Pro Hac Vice* Admission is accompanied by a Declaration of Alfredo A. Perez de Alejo as required by the Order.

Dated: February 20, 2015

Respectfully submitted,

/Jonathan D. Link/

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