

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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FACEBOOK, INC.  
Petitioner

v.

TLI COMMUNICATIONS LLC  
Patent Owner

U.S. Patent No. 6,038,295  
Filing Date: June 17, 1997  
Issue Date: March 14, 2000

*Inter Partes* Review No. 2014-00566

Mailed: April 28, 2014

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TITLE: APPARATUS AND METHOD FOR RECORDING,  
COMMUNICATING AND ADMINISTERING DIGITAL IMAGES

**PETITIONER'S MOTION FOR *PRO HAC VICE* ADMISSION  
UNDER 37 C.F.R. § 42.10(c)**

Petitioner Facebook, Inc. respectfully requests that the Board recognize Mark R. Weinstein, Esq., as counsel pro hac vice during this proceeding.

## **I. BACKGROUND**

Petitioner's Motion for Pro Hac Vice Admission is being filed in compliance with and pursuant to the "Order—Authorizing Motion for Pro Hac Vice Admission" in Case No. IPR2013-00639 ["the Order"].

## **II. STATEMENT OF FACTS**

As required by the Order, the following statement of facts shows that there is good cause for the Board to recognize Mr. Weinstein pro hac vice.

Mr. Weinstein is an experienced litigation attorney and has been involved in numerous complex litigations in state and federal courts. Mr. Weinstein's biography is attached hereto as Exhibit 1015.

Mr. Weinstein has reviewed U.S. Patent No. 6,038,295, and the petition already filed in this proceeding. Further, Mr. Weinstein is counsel of record in the pending litigation between the parties entitled *TLI Communications LLC v. AV Automotive, L.L.C. et al.*, Case No. 14-cv-0142 TSE, pending in the United States District Court for the Eastern District of Virginia; and, as such, is familiar with the subject matter at issue in this proceeding.

Therefore, Petitioner respectfully submits that there is good cause for the Board to recognize Mr. Weinstein as counsel pro hac vice during this proceeding.

**III. AFFIDAVIT OR DECLARATION OF INDIVIDUAL SEEKING TO APPEAR**

Petitioner's Motion for Pro Hac Vice Admission is accompanied by an Affidavit of Mark R. Weinstein as required by the Order.

Respectfully submitted,

DATED: April 28, 2014

/Heidi Keefe/  
Heidi Keefe  
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**AFFIDAVIT OF MARK R. WEINSTEIN IN SUPPORT OF  
MOTION FOR PRO HAC VICE ADMISSION**

I, Mark R. Weinstein, being duly sworn and upon oath, hereby attest to the following:

1. I am a member in good standing of the Bar of California as well as the U.S. District Court for the Northern District of California, U.S. District Court for the Central District of California, U.S. District Court for the Southern District of California, U.S. District Court for the Eastern District of Texas, Federal Circuit Court of Appeals, and Ninth Circuit Court of Appeals.

2. I have not been suspended or disbarred from practice before any court or administrative body.

3. I have never had an application for admission to practice before any court or administrative body denied.

4. No sanction or contempt citation has been imposed against me by any court or administrative body.

5. 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.

6. I will be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101, et seq., and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

7. I have applied to appear pro hac vice in docket numbers IPR2013-00478, IPR2013-00479, IPR2013-00480, IPR2013-481, IPR2014-00052, IPR2014-00053, IPR2014-00093, IPR2014-00242, and IPR2014-00415. I have not applied to appear pro hac vice before the Office in any other proceeding in the last three (3) years.

8. I am an experienced litigation attorney with experience with complex litigation in both state and federal courts. I am familiar with the subject matter at issue in this proceeding, including the prior art on which Petitioners rely in this request and U.S. Patent No. 6,038,295. I have also reviewed the pertinent issues of claim construction that have been briefed in this proceeding.

DATED: April 25, 2014



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