

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PETROLEUM GEO-SERVICES INC.
and
ION GEOPHYSICAL CORPORATION
AND ION INTERNATIONAL S.A.R.L.,

Petitioners,

v.

WESTERNGECO LLC

Patent Owner.

Case IPR2014-00688¹

U.S. Patent No. 7,080,607

PATENT OWNER'S OPPOSITION TO MOTION FOR PRO HAC VICE

¹ Case IPR2015-00567 has been joined with this proceeding.

Patent Owner, WesternGeco LLC ("Patent Owner" or "WesternGeco"), opposes ION Geophysical Corporation's and ION International S.A.R.L.'s (collectively, "ION's") Motion for *Pro Hac Vice* of David Healey as it (1) violates the Board's Order joining ION as a party to this *inter partes* review ("IPR") proceeding and (2) unduly prejudices Patent Owner.

When the Board joined ION as a party to this proceeding, the Board ordered that "ION is not permitted to file papers." *See* Paper 55 at 6 (emphasis added). Now, less than one week after the Board issued its Order granting joinder, ION is doing exactly what it is prohibited from doing by filing the instant motion.

Not only is ION in violation of the Board's Order, but ION's motion also unduly prejudices Patent Owner. Despite knowing the location and time of the deposition of Mr. Robin Walker for almost a week, ION waited until the eve of Mr. Walker's deposition to file this motion, which it obviously had ready for some time. Due to this delay, Patent Owner was forced to draft an opposition to this Motion in less than two and a half hours on the eve of an important deposition. Moreover, ION already has counsel of record who could have attended the deposition without burdening this Board or Patent Owner with this expedited and unnecessary briefing. Quite simply, this motion is untimely and prejudicial and thus should be denied.

ION's motion is simply an attempt to further skirt the Board's Order by having ION's trial counsel at the deposition to "act on ION's behalf." *See* Ex. 2128. ION, however, is not allowed to participate in the deposition. Paper 55 at 6. Accordingly, if the Board grants ION's motion, Patent Owner requests that the Board specify that, although ION may attend the deposition, it may not "participate," meaning that ION should not be allowed to confer or communicate in any way with Petroleum Geo-Services Inc.'s ("PGS's") counsel or its representatives from the time the witness is sworn in until the time the deposition has concluded.

For the forgoing reasons, Patent Owner respectfully requests that the Board deny ION's Motion for *pro hac vice* admission of David J. Healey. Patent Owner also reserves all rights, including its right to oppose ION being a party to this proceeding.

Patent Owner's Opposition to Motion for Pro Hac Vice
Case IPR2014-00688
U.S. Patent No. 7,080,607

Respectfully submitted,
Oblon, McClelland, Maier &
Neustadt, LLP

Dated: April 29, 2015

/Michael L. Kiklis/
Michael L. Kiklis (Reg. No. 38,939)
Attorney for Patent Owner
WESTERNGECO L.L.C.

Customer Number
22850
Tel. (703) 413-3000
Fax. (703) 413-2220

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies service of
PATENT OWNER'S OPPOSITION TO MOTION FOR PRO HAC VICE and
EXHIBIT 2128 on the counsel of record for the Petitioners by filing this document
through the Patent Review Processing System as well as delivering a copy via
electronic mail to the following addresses:

David Berl
dberl@wc.com

Jessamyn Berniker
jberniker@wc.com

Thomas S. Fletcher
tfletcher@wc.com

Christopher Suarez
csuarez@wc.com

W. Karl Renner
Roberto Devoto
IPR37136-0002IP1@fr.com

Dated: April 29, 2015

/Michael L. Kiklis/
Michael L. Kiklis (Reg. No. 38,939)