

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TAIWAN SEMICONDUCTOR MANUFACTURING COMPANY, LTD.,
TSMC NORTH AMERICA CORPORATION,
FUJITSU SEMICONDUCTOR LIMITED,
FUJITSU SEMICONDUCTOR AMERICA, INC.,
ADVANCED MICRO DEVICES, INC., RENESAS ELECTRONICS
CORPORATION, RENESAS ELECTRONICS AMERICA, INC.,
GLOBALFOUNDRIES U.S., INC., GLOBALFOUNDRIES DRESDEN
MODULE ONE LLC & CO. KG, GLOBALFOUNDRIES DRESDEN
MODULE TWO LLC & CO. KG, TOSHIBA AMERICA ELECTRONIC
COMPONENTS, INC., TOSHIBA AMERICA INC., TOSHIBA
AMERICA INFORMATION SYSTEMS, INC.,
TOSHIBA CORPORATION, and
THE GILLETTE COMPANY,
Petitioners,

v.

ZOND, LLC,
Patent Owner

Case IPR2014-00781¹
U.S. PATENT NO. 7,147,759 B2

**MOTION TO DESIGNATE LEAD PETITIONER AND TO AMEND
SCHEDULING ORDER**

¹ Cases IPR 2014-00845, IPR 2014-00985, and IPR 2014-01047 have been joined with the instant proceeding.

Motion to Designate Lead Petitioner and to Amend Scheduling Order
IPR2014-00781 (U.S. 7,147,759)

Pursuant to the Board’s March 10, 2015, Order following a conference call between the Board and respective counsel for the parties Patent Owner ZOND LLC (“Patent Owner”) and Petitioners TAIWAN SEMICONDUCTOR MANUFACTURING COMPANY, LTD., TSMC NORTH AMERICA CORPORATION (jointly, “TSMC”), FUJITSU SEMICONDUCTOR LIMITED, FUJITSU SEMICONDUCTOR AMERICA, INC. (jointly, “Fujitsu”), ADVANCED MICRO DEVICES, INC. (“AMD”), RENESAS ELECTRONICS CORPORATION, RENESAS ELECTRONICS AMERICA INC. (jointly, “Renesas”), GLOBALFOUNDRIES U.S., INC., GLOBALFOUNDRIES DRESDEN MODULE ONE LLC & CO. KG, GLOBALFOUNDRIES DRESDEN MODULE TWO LLC & CO. KG (jointly, “GlobalFoundries”), TOSHIBA AMERICA ELECTRONIC COMPONENTS, INC., TOSHIBA AMERICA INC., TOSHIBA AMERICA INFORMATION SYSTEMS, INC., TOSHIBA CORPORATION (jointly, “Toshiba”), and THE GILLETTE COMPANY (“Gillette”) (jointly, “Petitioner²”) (collectively with Patent Owner, “the Parties”) have reached an agreement regarding designation of new Lead Counsel for Petitioner and regarding proposed amendments to the Scheduling Order entered in

² The above-listed Petitioners are parties to the *inter partes* review proceedings for which TSMC is Lead Counsel and may not necessarily be a party in the instant proceeding.

the above-captioned matter. This motion is submitted for the Board's review concurrently with the Joint Motion to Terminate filed by Patent Owner and TSMC.

I. DESIGNATION OF NEW LEAD COUNSEL

TSMC counsel is currently designated as Lead Counsel on seventeen (17) *inter partes* review proceedings involving seven (7) of Patent Owner's patents.

The table below lists the proceedings for which TSMC counsel is Lead Counsel:

Patent	Case Nos.
7,808,184	IPR2014-00799 IPR2014-00803
6,853,142	IPR2014-00818 IPR2014-00821 IPR2014-00819 IPR2014-00827
6,805,779	IPR2014-00828 IPR2014-00829 IPR2014-00917
7,604,716	IPR2014-00807 IPR2014-00808
7,811,421	IPR2014-00800 IPR2014-00802 IPR2014-00805
7,147,759	IPR2014-00781 IPR2014-00782
8,806,652	IPR2014-00861

Motion to Designate Lead Petitioner and to Amend Scheduling Order
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Following withdrawal by TSMC from the above proceedings, Petitioner requests that the Board designate the following Petitioners as Lead and Backup Counsel:

Patent	Case Nos.	Lead Counsel	Backup Counsel
7,808,184	IPR2014-00799 IPR2014-00803	Gillette	GlobalFoundries
6,853,142	IPR2014-00818 IPR2014-00821 IPR2014-00819 IPR2014-00827	GlobalFoundries	Gillette
6,805,779	IPR2014-00828 IPR2014-00829 IPR2014-00917	GlobalFoundries	Gillette
7,604,716	IPR2014-00807 IPR2014-00808	AMD	GlobalFoundries
7,811,421	IPR2014-00800 IPR2014-00802 IPR2014-00805	Toshiba	GlobalFoundries
7,147,759	IPR2014-00781 IPR2014-00782	Renesas	GlobalFoundries
8,806,652	IPR2014-00861	GlobalFoundries	Gillette

Counsel information for each of the Petitioners is summarized below.

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Petitioner	Attorney	Registration No.
Gillette	David L. Cavanaugh	36,476
GlobalFoundries	David M. Tennant	48,362
AMD	Ryan K. Yagura	47,191
Renesas	John J. Feldhaus	28,822
Toshiba	Robinson Vu	60,211

As stated in the Board's Decision Granting Renewed Motion for Joinder, the Lead Counsel will be primarily responsible for consolidated filings for all substantive papers on behalf of Petitioner and will not file any paper with arguments separate from those advanced by the consolidated filings. Lead Counsel further agrees to consolidated discovery, including the designation of an attorney to conduct the cross-examination of any witnesses produced by Patent Owner and the redirect of any witnesses produced by Petitioner, within the timeframe normally allotted by the rules for one party. Petitioner requests that the parties designated as Backup Counsel be so-designated as to allow them filing rights in the event that the Lead Counsel is unable to successfully complete its consolidated filings.

II. PROPOSED AMENDMENTS TO DUE DATES 6 AND 7

In order to allow Petitioner sufficient time to accommodate TSMC's withdrawal while timely meeting its deadlines, the Parties request that the Board amend DUE DATES 6 and 7 as set forth in the Scheduling Orders filed in *inter*

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