

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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GLOBALFOUNDRIES U.S., INC., GLOBALFOUNDRIES DRESDEN  
MODULE ONE LLC & CO. KG, and GLOBALFOUNDRIES DRESDEN  
MODULE TWO LLC & CO. KG.

Petitioner

v.

ZOND, INC.  
Patent Owner

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Case IPR2014-01086<sup>1</sup>

U.S. PATENT NO. 7,147,759

Title: HIGH-POWER PULSED MAGNETRON SPUTTERING

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Before KEVIN F. TURNER, DEBRA K. STEPHENS, JONI Y. CHANG,  
SUSAN L.C. MITCHELL, and JENNIFER M. MEYER,  
*Administrative Patent Judges*

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**AFFIDAVIT OF BRETT C. RISMILLER IN SUPPORT OF PETITIONER'S  
MOTION FOR *PRO HAC VICE* ADMISSION**

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<sup>1</sup> Case IPR2014-00981 has been joined with the instant proceeding.

I, Brett C. Rismiller, being duly sworn and upon oath, hereby attest to the following:

1. I am a member in good standing of the California Bar (#295634).
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 Code of Federal Regulations.
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. Other than presently applying to appear *pro hac vice* before the Office in connection with the *inter partes* review proceedings of the patents listed below in ¶ 9, I have not applied to appear *pro hac vice* before the Office in any other proceeding.
8. I am an experienced litigation attorney, with experience in many

litigations involving patent infringement in District Courts across the country, including experience with fact and expert document and deposition discovery, claim construction, *Markman* hearings, motion practice, and trials and hearings.

9. I am counsel for Petitioner GLOBALFOUNDRIES U.S., Inc., GLOBALFOUNDRIES Dresden Module One LLC & Co. KG, and GLOBALFOUNDRIES Dresden Module Two LLC & Co. KG (collectively, “GlobalFoundries” or “Petitioner”), the defendant in related on-going litigation in which U.S. Patent Nos. 6805779, 6806652, 6853142, 7147759, 7604716, 7808184, and 7811421 are asserted by the purported Patent Owner. I am familiar with the subject matter at issue in this proceeding as a result of my representation of GlobalFoundries in the related litigation, including the prior art that Petitioner presents in this proceeding, as well as issues of claim construction.

Respectfully submitted,

Date: November 21, 2014

/s/ Brett C. Rismiller  
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