

Filed on behalf of Innovative Display Technologies LLC  
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UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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LG DISPLAY, LTD.

Petitioner

v.

INNOVATIVE DISPLAY TECHNOLOGIES LLC

Patent Owner

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Case IPR2014-01092  
U.S. Patent No. 7,434,974

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***PRO HAC VICE MOTION TO ADMIT ATTORNEY JEFFREY R. BRAGALONE  
PURSUANT TO 37 C.F.R. § 42.10(c)***

Mail Stop PATENT BOARD  
Patent Trial and Appeal Board  
U.S. Patent & Trademark Office  
P.O. Box 1450

Patent owner Innovative Display Technologies LLC (“IDT”) hereby files this motion pursuant to 37 C.F.R. § 42.10(c) for Jeffrey R. Bragalone to appear *pro hac vice* on its behalf before the Patent Trial and Appeal Board in IPR2014-01092. This motion follows the guidelines set forth in IPR2013-00639, Paper 7, entered October 15, 2013.

**A. Lead Counsel is a Registered Practitioner.**

IDT has already designated a registered practitioner, Justin B. Kimble (reg. no. 58,591) as lead counsel. IDT intends to designate Jeffrey R. Bragalone as its back-up counsel in the event this motion is granted.

**B. There is Good Cause for the Board to Recognize Jeffrey R. Bragalone *pro hac vice* during this proceeding.**

**1. Mr. Bragalone is an experienced litigator.**

Jeffrey R. Bragalone is an experienced litigator with over 26 years of experience. He has argued three patent cases before the Federal Circuit: (1) *Greenliant Sys., Inc. v. Xicor LLC*, 692 F.3d 1261 (Fed. Cir. 2012); (2) *United Access Technologies, LLC v. Earthlink, Inc.*, 432 F. App’x 976 (Fed. Cir. 2011); (3) *Board of Regents of the University of Texas System v. BenQ America Corp.*, 533 F.3d 1362 (Fed. Cir. 2008); and appeared on brief in a fourth case: (4) *Tegic Commc’ns Corp. v. Board of Regents of the University of Texas System*, 458 F.3d 1335 (Fed. Cir. 2006). In addition to his argument before the Federal Circuit, Mr. Bragalone has represented numerous clients in patent litigation and general litigation as lead counsel in district courts and state courts across the United States. He is presently representing the defendant in *Texas Advanced Optoelectronic Solutions, Inc. v. Intersil Corp.*, No. 4:08-cv-451 (E.D. Tex., filed Nov. 25, 2008), which is set for trial this December. Mr. Bragalone also currently represents plaintiffs in the patent

litigation styled *HSM Portfolio LLC et al. v. Fujitsu Ltd. et*, No. 1:11-cv-00770 (D. Del., filed September 1, 2011).

**2. Mr. Bragalone has an established familiarity with the subject matter at issue in the proceeding.**

Mr. Bragalone currently represents IDT in its assertion of U.S. Patent No. 7,434,974 and its related patents in numerous cases pending in the District of Delaware and the Eastern District of Texas. *See, e.g., Innovative Display Technologies LLC v. Acer Inc. et al.*, No. 2:13-cv-00522 (E.D. Tex., filed June 28, 2013); *see also Delaware Display Group LLC et al. v. Sony Corp et al.*, No. 1:13-cv-02111 (D. Del., filed Dec. 31, 2013). As lead counsel in those actions, Mr. Bragalone has familiarized himself with the subject matter at issue in this proceeding, *i.e.*, light emitting panel assemblies. During the course of those lawsuits, Mr. Bragalone has developed invalidity defenses for the patent-at-issue in this petition as well as its related patents, all of which concern light emitting panel assemblies. Furthermore, in those lawsuits Mr. Bragalone has developed infringement allegations that assert the patent-at-issue in this petition against various light emitting panel assemblies, including those found in smart phones, tablets, laptop computers, and televisions to name a few. In his role as the lead counsel in those litigations, Mr. Bragalone has spent significant time learning the technology involved in light emitting panel assemblies such as those found in the patent-at-issue in this proceeding.

**C. Mr. Bragalone has Submitted Herewith a Declaration<sup>1</sup> Attesting the Following**

**Facts.**

1. Mr. Bragalone is a member in good standing of the Texas State Bar.

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<sup>1</sup> See Declaration of Jeffrey R. Bragalone, attached hereto as Exhibit 2001.

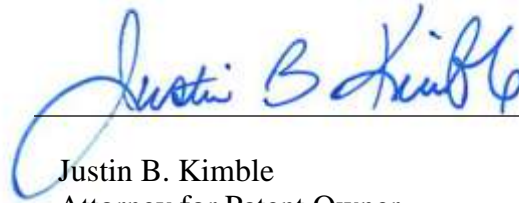
2. Mr. Bragalone has never been subject to any suspensions or disbarments from practice before any court or administrative body.
3. None of Mr. Bragalone's applications for admission to practice before any court or administrative body has ever been denied.
4. Mr. Bragalone has never been sanctioned nor had contempt citations imposed by any court or administrative body.
5. Mr. Bragalone has 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 37 C.F.R.
6. Mr. Bragalone 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. During the past three years, Mr. Bragalone has applied to appear *pro hac vice* before the Office in the proceedings IPR2014-00785, IPR2014-00810, IPR2014-00824, and IPR2014-00825 on behalf of the patent owner in those matters, Securus Technologies, Inc. Mr. Bragalone has also applied to appear *pro hac vice* before the Office in the following proceedings: IPR2014-01094, IPR2014-01095, IPR2014-01096, and IPR2014-01097, the motions for which are filed concurrently with this motion. All of those proceedings involve the same Petitioner and Patent Owner as this proceeding as well as patents related to the patent-at-issue in this proceeding. Each of the *pro hac vice* motions discussed in this paragraph is currently pending.
8. Mr. Bragalone has familiarity with the subject matter at issue in the proceeding as set forth in Section B.2 above.

Case IPR2014-01092

Patent 7,434,974

Dated: August 11, 2014

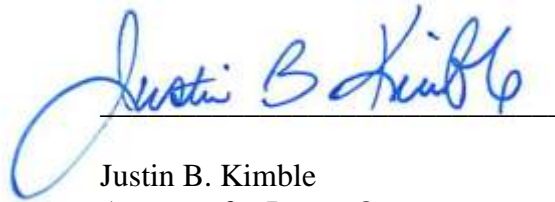
Respectfully submitted,



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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that this document has been served via electronic mail on August 11, 2014, to Petitioner at following email addresses pursuant to its consent in its Petition at p. 4. rpluta@mayerbrown.com; bpaul@mayerbrown.com; astreff@mayerbrown.com; alam@mayerbrown.com; and DDGIPR@mayerbrown.com.



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