

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LG DISPLAY CO., LTD.
Petitioner

v.

INNOVATIVE DISPLAY TECHNOLOGIES LLC
Patent Owner

Case: IPR2014-01092

Patent 7,434,974

**PETITIONER'S MOTION FOR *PRO HAC VICE* ADMISSION OF JAMIE
B. BEABER PURSUANT TO 37 C.F.R. § 42.10(c)**

Mail Stop **Patent Board**
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

PETITIONER'S EXHIBIT LIST

Description	Exhibit #
Previously Filed	
U.S. Patent No. 7,434,974	1001
Prosecution History of U.S. Patent No. 7,434,974	1002
Complaints filed in Related District Court Cases	1003
Declaration of Michael J. Escuti, Ph.D. ("Escuti Decl.")	1004
U.S. Patent No. 5,461,547 ("Ciupke")	1005
U.S. Patent No. 5,005,108 ("Pristash")	1006
U.S. Patent No. 5,619,351 ("Funamoto")	1007
U.S. Patent No. 5,548,271 ("Tsuchiyama")	1008
U.S. Patent No. 5,654,779 ("Nakayama")	1009
U.S. Patent No. 6,108,060 ("the '060 Patent") and corresponding file history	1010
U.S. Patent No. 5,160,195 ("Miller")	1011
J. A. Castellano, <i>Handbook of Display Technology</i> , Academic Press Inc., San Diego, 1992, at pp. 9-13 and Ch. 8	1012
U.S. Patent No. 5,598,280 ("Nishio")	1013
U.S. Patent No. 5,384,658 ("Ohtake")	1014
U.S. Patent No. 5,303,322 ("Winston")	1015
U.S. Patent No. 5,050,946 ("Hathaway")	1016
EP500960 ("Ohe")	1017
U.S. Patent No. 5,828,488 ("Ouderkirk")	1018
3M product brochure 75-0500-0403-7, "Brightness Enhancement Film (BEF)", 2 pages (1993)	1019
U.S. Patent No. 5,706,134 ("Konno")	1020
U.S. Patent No. 5,944,405 ("Takeuchi")	1021
U.S. Patent No. 5,381,309 ("Borchardt")	1022
U.S. Patent No. 4,915,478 ("Lenko")	1023
Currently Filed	
Declaration of Jamie B. Beaber in Support of Motion for <i>Pro Hac Vice</i> Admission	1024

Pursuant to 37 C.F.R. § 42.10(c) and in response to the authorization provided by the United States Patent and Trademark Office's Patent Trial and Appeal Board ("Board") in the Notice of Filing Date Accorded to Petition (Paper Number 3, entered July 16, 2014) ("Notice"), Petitioner LG Display Co., Ltd. ("Petitioner") hereby files this motion for Jamie B. Beaber to appear *pro hac vice* on its behalf, as back-up counsel, before the Board in IPR2014-01092.¹ This motion follows the guidelines set forth in IPR2013-00639, Paper 7, entered October 15, 2013 ("Order").

I. TIME FOR FILING

Pursuant to the Order, this motion for *pro hac vice* admission is being filed no sooner than twenty-one (21) days after service of the petition.

II. STATEMENT OF FACTS

Pursuant to the Order, the following statement of facts shows that there is good cause for the Board to recognize Mr. Beaber *pro hac vice*.

Lead counsel for this proceeding, Robert G. Pluta, is a registered practitioner (Registration No. 50,970).

Mr. Beaber is an experienced litigation attorney, and has been involved in numerous patent infringement cases in the U.S. International Trade Commission and

¹ Corresponding motions for *Pro Hac Vice* admission are being concurrently filed in co-pending cases IPR2014-01094, IPR2014-01095, IPR2014-01096, IPR2014-01097, IPR2014-01357, IPR2014-01359, and IPR2014-01362.

in federal District Courts across the country. He has experience in various aspects of patent infringement matters including trials, Markman hearings, and summary judgment hearings. Mr. Beaber is a member in good standing of the District of Columbia Bar and the Michigan Bar, and is admitted to practice before the United States Court of Appeals for the Federal Circuit, the District of Columbia Court of Appeals, and the United States District Courts for the Eastern District of Texas and the District of Columbia. Mr. Beaber has not been suspended or disbarred from practice, never had any application for admission to practice denied, nor had any sanctions or contempt citations imposed against him.

Mr. Beaber is lead counsel for the defendants, which include Petitioner, in a co-pending litigation, *Delaware Display Group LLC and Innovative Display Technologies LLC v. LG Electronics, Inc., LG Electronics U.S.A., Inc., LG Display Co., Ltd., and LG Display America, Inc.*, Case No. 1:13-cv-02109, pending in the United States District Court for the District of Delaware. That litigation involves U.S. Patent No. 7,434,974 (“the ’974 Patent”), the same patent at issue in this proceeding, as well as several other patents in the same family as the ’974 Patent. In his role as lead counsel in the co-pending litigation, Mr. Beaber has reviewed and is familiar with the ’974 Patent and related patents, the asserted prior art references, and invalidity claim charts. Further, Mr. Beaber has been involved and is familiar with the factual and legal arguments at issue

in that case. As such, Mr. Beaber has established familiarity with the subject matter at issue in this proceeding.²

Mr. Beaber 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., and he agrees to 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). Mr. Beaber is concurrently applying to appear *pro hac vice* in IPR2014-01094, IPR2014-01095, IPR2014-01096, IPR2014-01097, IPR2014-01357, IPR2014-01359, and IPR2014-01362. Mr. Beaber has not applied to appear *pro hac vice* before the Board in connection with any other proceedings in the last three years.

² Mr. Beaber also entered an appearance as counsel for third parties Dell Inc. in Case No. 2:13-cv-00523 (E.D. Tex.) on September 5, 2014, Hewlett-Packard Company in Case No. 2:13-cv-00524 (E.D. Tex.) on October 8, 2014, and Hyundai Motor Company, Hyundai Motor America, Hyundai Motor Manufacturing Alabama, LLC, Kia Motors Corporation, Kia Motors America, Inc., and Kia Motors Manufacturing Georgia, Inc. in Case No. 2:14-cv-00201 (E.D. Tex.) on July 9, 2014. Each of these cases involve the '974 Patent and related patents. Although these cases do not involve Petitioner, Mr. Beaber's role in these cases further underscores his familiarity with the subject matter at issue in this proceeding.

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