Patent No. 7,604,716 IPR2014-01099

### UNITED STATES PATENT AND TRADEMARK OFFICE

### BEFORE THE PATENT TRIAL AND APPEAL BOARD

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

Petitioner

v.

ZOND, LLC Patent Owner

U.S. Patent No. 7,604,716

Inter Partes Review Case No. 2014-01099

PATENT OWNER'S MOTION FOR COUNSEL TO WITHDRAW FROM THE PROCEEDING AND PERMIT SUBSTITUTION OF COUNSEL



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### I. <u>STATEMENT OF PRECISE RELIEF REQUESTED</u>

Pursuant to 37 C.F.R. § 42.10, Patent Owner Zond, LLC ("Zond") respectfully requests that the Patent Trial and Appeal Board ("the Board") authorize withdrawal of its current lead counsel, Bruce J. Barker, and substitution of new lead counsel, Tarek Fahmi.

### II. <u>STATEMENT OF FACTS SHOWING GOOD CAUSE FOR THE</u> <u>BOARD TO AUTHORIZE WITHDRAWAL OF COUNSEL</u>

Bruce Barker was appointed by Zond as its attorney for the above-captioned inter partes review. Patent Owner Zond now requests that current designated counsel be allowed to withdraw from the present proceeding, and that new counsel listed below be substituted as lead counsel for Zond in this proceeding.

Lead Counsel:

Tarek Fahmi Reg. No. 41,402 84 W. Santa Clara Street, Suite 550 San Jose, CA 95113 408-799-0612 tarek.fahmi@ascendalaw.com

Mr. Fahmi meets the requirements of 37 C.F.R. § 42.10(c) as lead counsel and is a registered practitioner. In addition Mr. Fahmi has read and intends to comply with the Patent Office Trial Practice Guide and the Board's Rules of Practice for Trials, as set forth in Part 42 of the C.F.R.

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Accordingly, Patent Owner Zond respectfully requests that the Board grant its motion to authorize withdrawal of counsel. Upon grant of this motion, current counsel for Zond will promptly file a new Power of Attorney (as attached hereto) and an Amended Mandatory Notice Information.

Date: November 3, 2014

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Respectfully submitted,

# /Bruce Barker/

Bruce Barker Reg. No. 33,291 Chao Hadidi Stark & Barker LLP 176 East Main Street, Suite 6 Westborough, MA 01581 (508) 366-3800 bbarker@chsblaw.com

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v.

ZOND, LLC, Patent Owner

Case IPR2014 – 01099 U.S. Patent 7,604,716

#### POWER OF ATTORNEY FOR ZOND, LLC

The undersigned duly authorized representative of Zond, LLC hereby appoints the

following practitioners as its representatives before the United States Patent and Trademark

Office in connection with Case No. IPR2014-01099:

Lead Counsel	Back-up Counsel
Tarek Fahmi	Dr. Gregory J. Gonsalves
Reg. No. 41,402	Reg. No. 43,639
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Respectfully submitted

For: Zond, LLC

Date: \_\_\_\_ November 3, 2014

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## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing Patent

Owner's Motion For Counsel To Withdraw From The Proceeding and Permit

Substitution Of Counsel and the associated Power of Attorney documents were

served via email on November 3, 2014, on the attorneys for the Petitioner:

David M. Tennant, Reg. No. 48,362 WHITE & CASE LLP 701 THIRTEENTH STREET, NW WASHINGTON, DC 20005 <u>dtennant@whitecase.com</u>

<u>/Bruce Barker/</u>

Bruce Barker Reg. No. 33,291 Chao Hadidi Stark & Barker LLP 176 East Main Street, Suite 6 Westborough, MA 01581 (508) 366-3800 bbarker@chsblaw.com