

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LG ELECTRONICS, INC. *et al.*
Petitioner,

v.

STRAIGHT PATH IP GROUP, INC.
(FORMERLY KNOWN AS INNOVATIVE COMMUNICATIONS
TECHNOLOGIES, INC.)
Patent Owner

Case IPR2015-00209
Patent 6,108,704

**UNOPPOSED MOTION FOR PRO HAC VICE ADMISSION OF
MICHAEL C. NEWMAN UNDER 37 C.F.R § 42.10**

I. Relief Requested

Pursuant to 37 C.F.R. § 42.10(c) and the Board's "Notice of Filing Date Accorded to Petition and Time for Filing Patent Owner Preliminary Response," entered November 20, 2014 (Paper No. 3), which authorized the parties to file motions for *pro hac vice* admission under 37 C.F.R. § 42.10(c), Patent Owner requests that the Board admit Michael C. Newman *pro hac vice* in this proceeding.

II. Statement of Facts

Pursuant to 37 C.F.R. § 42.10(c), the Board may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause, subject to the condition that lead counsel be a registered practitioner and to any other conditions as the Board may impose. For example, where the lead counsel is a registered practitioner, a motion to appear *pro hac vice* by counsel who is not a registered practitioner may be granted upon showing that counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding. 37 C.F.R. § 42.10(c).

The facts, supported by the attached Declaration of Michael C. Newman in Support of Patent Owner's Motion for Admission *Pro Hac Vice* ("Newman Decl."); **Exhibit 2025**), establish good cause to admit Mr. Newman *pro hac vice* in this proceeding.

Lead counsel William A. Meunier is a registered practitioner and is experienced in proceedings before the USPTO. Backup counsel Matthew D. Durell is also a registered practitioner and is experienced in proceedings before the USPTO.

Mr. Newman is an experienced litigating attorney. He has been a patent litigation attorney for nine years, and is currently a Partner at Mintz Levin Cohn Ferris Glovsky and Popeo PC. (Newman Decl. at ¶ 1.) Mr. Newman is a member in good standing of the Massachusetts State Bar, with no suspensions or disbarments from practice, nor any application for admission to practice denied, nor any sanctions or contempt citations, and is admitted to practice in the United States District Courts for the District of Massachusetts, the United States Court of Appeals for the Federal Circuit. (*Id.* at ¶¶ 2-5.) His mailing address is at One Financial Center, Boston MA, 02111. His email address is mcnewman@mintz.com, and his direct dial is 617-348-1626.

Mr. Newman is particularly familiar with the subject matter at issue in this proceeding based on his work as trial counsel in a number of cases involving U.S. Patent No. 6,108,704. He has been counsel to Patent Owner with respect to U.S. Patent No. 6,108,704 in the following matters: *Certain Point-to-Point Network Communication Devices and Products Containing Same*, Inv. No. 337-TA-892 (U.S.I.T.C., filed Aug. 1, 2013); *Straight Path IP Grp., Inc. v. LG Elecs. Inc.*,

VIZIO, Inc., Toshiba Corp (E.D. Va., consolidated case No. 1:13-cv-00934-AJT-IDD); *Straight Path IP Grp., Inc. v. Samsung Electronics, Blackberry, ZTE, and Huawei Technologies* (E.D. Tex., consolidated Case No. 13-cv-604) *Straight Path IP Grp. Inc. v. Straight and Netflix, Inc.* (E.D. Tex. Case No. 14-cv-405); *Amazon.com, Inc., v. Straight Path IP Grp., Inc.* (E.D. Va. Case No. 15-cv-00682, case transferred from N.D. Cal. Case No. 5:14-cv-4561-EJD). (Newman Decl. at 10.) Mr. Newman was the lead associate and/or partner in each of these cases, and was involved in most all aspects of the litigations, including the issue of validity of U.S. Patent No. 6,108,704. (*Id.*)

Mr. Newman has read and will comply with the Office Patent Trial Practice Guide and the Board's Rules for Practice for Trials set forth in part 42 of the 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 to disciplinary jurisdiction under 37 C.F.R. § 11.19(a). (*Id.* at ¶ 7.)

Mr. Newman applied and was admitted to appear *pro hac vice* in the following proceeding during the past three (3) years: *Samsung Electronics Co., LTD et.al. v. Straight Path IP Group, Inc.* (IPR2014-01366, IPR2014-01367 & IPR2014-01368). (*Id.* at ¶ 8.)

For these reasons Patent Owner respectfully requests that the Board admit Michael C. Newman *pro hac vice* in this proceeding.

Dated: June 17, 2015

/William Meunier/

William A. Meunier (Reg. No. 41,193)
Matthew Durell (Reg. No. 55,136)
Mintz, Levin, Cohn, Ferris, Glovsky
and Popeo, P.C.
One Financial Center
Boston, MA 02111
Telephone: (617) 348-1845
Facsimile: (617) 542-2241
StraightPathIPRs@mintz.com

CERTIFICATE OF SERVICE

I certify that a copy of Patent Owner's Unopposed Motion for *Pro Hac Vice* Admission of Michael Newman Under 37 C.F.R. § 42.10 and supporting Exhibits are being served by electronic mail on the following counsel for the Petitioner:

For LG Electronics, Inc.	For Toshiba Corp.
Finnegan, Henderson, Farabow, Garrett & Dunner, LLP Rajeev Gupta raj.gupta@finnegan.com Darren M. Jiron darren.jiron@finnegan.com	Dorsey & Whitney LLP Paul Meiklejohn meiklejohn.paul@dorsey.com Clint Conner conner.clint@dorsey.com
For VIZIO, Inc.	For Hulu, LLC
Baker & McKenzie LLP Kevin O'Brien Kevin.O'Brien@bakermckenzie.com Richard V. Wells richard.wells@bakermckenzie.com	Keker & Van Nest LLP Leo Lam llam@kvn.com Matthias Kamber mkamber@kvn.com

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.