

AFFIDAVIT OF ADAM G. PRICE IN SUPPORT OF
MOTION FOR *PRO HAC VICE* ADMISSION

I, Adam G. Price, being duly sworn and upon oath, hereby attest to the following:

1. I am a member in good standing of the Bar of the State of Texas, the Eastern and Western Districts of Texas, and the U.S. Court of Appeals for the Federal Circuit.

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 United States Patent and Trademark Office (“Office”) Patent Trial Practice Guide and the Patent Trial and Appeal Board (“Board”) Rules of Practice for Trials set forth in part 42 of 37 C.F.R.

6. I agree to be subject to the Office’s 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). I also agree to be subject to the Office’s Rules of Professional Conduct

as set forth in Changes to Representation of Others Before the United States Patent and Trademark Office; Final Rule, 78 Fed. Reg. 20180 (Apr. 3, 2013) (effective May 3, 2013).

7. In the last three (3) years, I have not applied to appear *pro hac vice* in any other proceedings before the Board other than in IPR2015-00531, IPR2015-00314, IPR2015-00315, and IPR2015-00316.

8. I am an experienced litigation attorney, with experience with complex litigation in both state and federal court. I am familiar with the subject matter at issue in this proceeding, including the prior art on which the Petitioners rely and U.S. Patent Nos. 8,542,643 (“the ’643 Patent”) and 7,477,624 (“the ’624 Patent”). I have also reviewed the pertinent issues of claim construction that have been briefed in this proceeding.

9. I have represented Patent Owner Bandspeed, Inc. in the civil action *Bandspeed v. Qualcomm, Inc., et al.*, 1:14-cv-00436 (W.D. Tex.) in which the ’643 and ’624 Patents have been asserted.

10. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code

and that such willful false statements may jeopardize the validity of the '643 and '624 Patents.

Date: April 4, 2016

/s/ Adam G. Price
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Adam G. Price

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Mr. Price's practice involves the representation of both plaintiffs and defendants in a wide spectrum of intellectual property and commercial matters, with a particular emphasis on patent infringement cases. Specifically, Mr. Price's patent infringement cases have focused on work in technical fields including Bluetooth communication protocols, digital rights management, data encryption and access control, internet search functionality and algorithms, software systems, mobile phones, image compression and transmittal, and computer hardware and peripherals.

In addition to patent infringement cases, Mr. Price has substantial experience in cases involving trade secrets, trademark, unfair competition, and copyright. He also has extensive experience in commercial litigation, including business torts (including unfair competition, misappropriation, tortious interference with contracts and/or prospective business relationships, fraud, misrepresentation, breach of fiduciary duty and deceptive trade practices), commercial landlord-tenant disputes, employment disputes, complex real estate disputes and general breach of contract claims.

Mr. Price has been named a "Super Lawyer" by *Texas Super Lawyers* and *Texas Monthly* magazine in the area of intellectual property litigation for 2014. Previously, Mr. Price was named a "Texas Rising Star" by the same publication for the years 2007, 2008, 2009, 2010, 2012, 2013, and 2014. Since co-founding DiNovo Price Ellwanger & Hardy LLP in 2007, Mr. Price has served as lead or supporting counsel in cases which have generated in excess of \$100 million in settlements, verdicts, or awards.

Education

University of Texas (B.A., History, 1996)
University of Notre Dame (J.D., 2000)

Licenses & Admissions

U.S. District Courts for the Western, Southern and Eastern Districts of Texas
U.S. Court of Appeals for the Federal Circuit
Licensed to practice in Texas



Practice Areas

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- Commercial Litigation
- Intellectual Property Litigation
- Technology
- Employment Litigation
- Antitrust
- Alternative Dispute Resolution

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