

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MERCEDES-BENZ USA, LLC and
MERCEDES-BENZ U.S. INTERNATIONAL, INC.,
Petitioners,

v.

INNOVATIVE DISPLAY TECHNOLOGIES LLC,
Patent Owner.

U.S. Patent No. 7,434,974
IPR Case No.: IPR2015-00368

**PETITIONERS' MOTION FOR WITHDRAWAL OF COUNSEL
AND TO PERMIT SUBSTITUTION OF COUNSEL**

I. Statement of Precise Relief Requested

Pursuant to 37 C.F.R. § 42.10 and the direction provided by the Board in a February 11, 2015 email from Ms. Maria Vignone, Petitioners Mercedes-Benz USA, LLC and Mercedes-Benz U.S. International, Inc. (“Petitioners”) respectfully request that the Patent Trial and Appeal Board (“the Board”) authorize withdrawal of Petitioners’ current counsel, Scott T. Weingaertner and Natasha H. Moffitt, and permit substitution of new counsel. Counsel for Patent Owner, Innovative Display Technologies LLC, has no objections to the withdrawal of Mr. Weingaertner and Ms. Moffitt, and the substitution of new counsel.

II. Statement of Facts Showing Good Cause for the Board to Authorize Withdrawal of Counsel and Substitution of New Counsel

On December 3, 2014, Petitioners appointed Scott T. Weingaertner and Natasha H. Moffitt as their attorneys in the above-captioned *inter partes* review. Petitioners request that current designated counsel, Mr. Weingaertner and Ms. Moffitt, be allowed to withdraw from the present proceeding, and new counsel, Mr. Scott W. Doyle, a registered practitioner, be designated as lead counsel to represent Petitioners in this proceeding. Petitioners intend to appoint new counsel as follows:

Lead Counsel: Mr. Scott W. Doyle (Reg. No. 39,176)
Shearman & Sterling LLP
801 Pennsylvania Avenue, NW
Washington, D.C. 20004

Tel.: (202) 508-8170
Email: Scott.Doyle@Shearman.com

Mr. Doyle will have the power to prosecute the proceedings, transact all business with the Patent and Trademark Office concerned therewith, and appoint backup counsel.

No extensions of time will be needed upon the granting of this motion because the *inter partes* review has not yet been instituted. Thus, the substitution of counsel will not cause any delay in the proceeding or any prejudice to the Patent Owner.

Accordingly, Petitioners respectfully request that the Board grant their motion to authorize withdrawal of counsel and substitute new counsel. Upon the granting of this motion, Petitioners' substitute counsel will promptly file a new Power of Attorney and an Updated Mandatory Notice in accordance with the Board's instructions in the February 11, 2015 email from Ms. Vignone.

Respectfully submitted, this 23rd day of February, 2015.

/Scott T. Weingaertner/
Scott T. Weingaertner (Reg. No. 37,756)
KING & SPALDING LLP
1185 Avenue of the Americas
New York, NY 10036-2601
Tel.: (212) 556-2227
Fax: (212) 556-2222
Email: sweingaertner@kslaw.com

Natasha H. Moffitt (Reg. No. 53,340)
KING & SPALDING LLP
1180 Peachtree Street, NE
Atlanta, GA 30309
Tel.: (404) 572-2783
Fax: (404) 572-5134
Email: nmoffitt@kslaw.com

Counsel for Petitioners
MERCEDES-BENZ USA, LLC and
MERCEDES-BENZ U.S.
INTERNATIONAL, INC.

CERTIFICATE OF SERVICE

I hereby certify that the foregoing PETITIONERS' MOTION FOR WITHDRAWAL OF COUNSEL AND TO PERMIT SUBSTITUTION OF COUNSEL was served by electronic mail on counsel for the Patent Owner as follows:

Justin B. Kimble (jkimble@bcpc-law.com)
Jeffrey R. Bragalone (jbragalone@bcpc-law.com)
Bragalone Conroy P.C.
2200 Ross Ave.
Suite 4500 – West
Dallas, TX 75201

This 23rd day of February, 2015.

/Scott T. Weingaertner/
Scott T. Weingaertner (Reg. No. 37,756)
KING & SPALDING LLP
1185 Avenue of the Americas
New York, NY 10036-2601
Tel.: (212) 556-2227
Fax: (212) 556-2222
Email: sweingaertner@kslaw.com