

Patent No. 8,074,115  
Petition For *Inter Partes* Review

---

---

IN THE  
**UNITED STATES PATENT AND TRADEMARK OFFICE**  
BEFORE THE PATENT TRIAL AND APPEAL BOARD

SYMANTEC CORPORATION,

Petitioner

- vs. -

THE TRUSTEES OF COLUMBIA UNIVERSITY  
IN THE CITY OF NEW YORK,

Patent Owner

Patent No. 8,074,115  
Issued: December 6, 2011  
Inventors: Salvatore J. Stolfo, Angelos D. Keromytis, and Stelios Sidiroglou  
Title: METHODS, MEDIA AND SYSTEMS FOR DETECTING ANOMALOUS  
PROGRAM EXECUTIONS

*Inter Partes* Review No. 2015-00375

**SYMANTEC CORPORATION'S  
UNOPPOSED MOTION FOR *PRO HAC VICE* ADMISSION  
OF MICHAEL J. SACKSTEDER UNDER 37 C.F.R. § 42.10(C)**

Mail Stop Patent Board  
Patent Trial and Appeal Board  
P.O. Box 1450  
Alexandria, VA 22313-1450

---

---

## **I. RELIEF REQUESTED**

Pursuant to 37 C.F.R. § 42.10(c), Petitioner Symantec Corporation, by and through its attorneys, respectfully requests that the Board admit Michael J. Sacksteder *pro hac vice* in this proceeding.

## **II. GOVERNING LAW, RULES AND PRECEDENT**

Section 42.10(c) states as follows:

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.

## **III. STATEMENT OF FACTS**

Based on the following statement of facts, and supported by the Declaration of Michael J. Sacksteder submitted herewith, Symantec Corporation submits that a

Patent No. 8,074,115  
Petition For *Inter Partes* Review

showing of good cause has been made and respectfully requests the *pro hac vice* admission of Michael J. Sacksteder in this proceeding:

1. Petitioner's current counsel, Brian M. Hoffman, is a registered practitioner (Reg. No. 39,713).
2. Mr. Sacksteder is a Partner at the law firm of Fenwick & West LLP.
3. Mr. Sacksteder is an experienced litigating attorney and has been litigating cases relating to patents for over 17 years.
4. Mr. Sacksteder is a member in good standing of the California State Bar.
5. Mr. Sacksteder has never been suspended or disbarred from practice before any court or administrative body.
6. No application filed by Mr. Sacksteder for admission to practice before any court or administrative body has ever been denied.
7. No sanctions or contempt citations have been imposed against Mr. Sacksteder by any court or administrative body.
8. Mr. Sacksteder has read and agrees to comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in part 42 of the C.F.R.
9. Mr. Sacksteder understands that he will be subject to the USPTO

Rules of Professional Conduct 37 C.F.R. §§ 11.101 et seq. and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

10. Mr. Sacksteder has served in a consulting and supervisory role on several *inter partes* review proceedings.

11. Mr. Sacksteder has an established familiarity with the subject matter at issue in this proceeding. He has served as a supervising attorney throughout this and the related IPR proceedings. Mr. Sacksteder has acquired substantial understanding of the underlying legal and technological issues at stake in this and the related proceedings.

#### **IV. GOOD CAUSE EXISTS FOR *PRO HAC VICE* ADMISSION OF MICHAEL J. SACKSTEDER**

The facts outlined above in the Statement of Facts, and contained in the Declaration of Michael J. Sacksteder (Ex. 1012), establish that there is good cause to admit Mr. Sacksteder *pro hac vice* in this proceeding under 37 C.F.R. § 42.10. Mr. Sacksteder is an experienced litigating attorney, and Mr. Sacksteder has an established familiarity with the subject matter at issue.

#### **V. NO OPPOSITION TO PETITIONER'S MOTION**

Petitioner has conferred with Patent Owner with regard to the present Motion, and Patent Owner has confirmed that it will not oppose it.

Patent No. 8,074,115  
Petition For *Inter Partes* Review

## VI. CONCLUSION

In light of the foregoing, Petitioner respectfully requests that the Board admit Michael J. Sacksteder *pro hac vice* in their proceeding.

Dated: September 18, 2015

Respectfully submitted,

*/s/ Brian M. Hoffman*

FENWICK & WEST LLP  
555 California Street, 12<sup>th</sup> Floor  
San Francisco, CA 94104  
Tel: (415) 875-2300  
Fax: (415) 281-1350

*Attorney for Petitioner,  
Symantec Corporation*

# 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.