

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LG ELECTRONICS, INC. and
LG ELECTRONICS U.S.A., INC.,
Petitioners,

v.

TOSHIBA SAMSUNG STORAGE TECHNOLOGY KOREA CORPORATION,
Patent Owner.

Case IPR2015-01653
Patent No. RE43,106

**PATENT OWNER'S MOTION FOR WITHDRAWAL AND
SUBSTITUTION OF COUNSEL**

I. STATEMENT OF RELIEF REQUESTED

Pursuant to 37 C.F.R. § 42.10, Patent Owner Toshiba Samsung Storage Technology Korea Corporation respectfully requests that the Board authorize the withdrawal of Alan A. Limbach and Brent K. Yamashita of DLA Piper LLP as its counsel, and the appointment of Joseph A. Rhoa of Nixon & Vanderhye P.C. as lead counsel and Jonathan Roberts of Nixon & Vanderhye P.C. as back-up counsel in this matter.

II. STATEMENT SHOWING GOOD CAUSE FOR THE BOARD TO AUTHORIZE WITHDRAWAL AND SUBSTITUTION OF COUNSEL

On August 21, 2015, Patent Owner submitted its Mandatory Notices under 37C.F.R. §§ 42.8(a)(2) and 42.8(b) , appointing Alan A. Limbach and Brent K. Yamashita of DLA Piper LLP as its counsel in the above-captioned *inter partes* review. For good cause, Patent Owner now requests that the current designated counsel be deemed withdrawn from the present proceeding, and new counsel, Joseph A. Rhoa of Nixon & Vanderhye P.C. and Jonathan Roberts of Nixon & Vanderhye P.C. be designated as lead and back-up counsel, respectively, to represent Patent Owner in this proceeding.

Patent Owner's new counsel meet the requirements of 37 C.F.R. § 42.10(c) as lead counsel and registered practitioners.

In identifying and designating new counsel who are ready and able to take over the representation, reasonable steps have been taken to “avoid foreseeable prejudice to the rights of the client, including giving due notice to his or her client, [and] allowing time for employment of another practitioner.” *See* 37 C.F.R. § 10.40(a). Further, Patent Owner believes that granting this motion will not hinder the economy, the integrity of the patent system, the efficient administration of the Office, or the ability of the Office to timely complete this proceeding. *See* 35 U.S.C. § 316(b).

Patent Owner verifies that no extensions of time will be sought by Substitute Counsel.

III. PETITIONER DOES NOT OBJECT TO THE SUBSTITUTION

Petitioners LG Electronics, Inc. and LG Electronics U.S.A., Inc. have indicated they do not oppose the requested withdrawal and substitution of counsel for Patent Owner.

PO's Motion for Withdrawal and Substitution of Counsel
Patent No. RE43,106
Case IPR2015-01653

Respectfully submitted,

Dated: March 15, 2016

 /s/ Alan Limbach
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Attorneys for Patent Owner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing Patent Owner's Motion for Withdrawal and Substitution of Counsel was served on Petitioners LG Electronics, Inc. and LG Electronics, U.S.A., Inc. by emailing a copy to counsel at the email addresses listed below:

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