

Filed on behalf of: LG Electronics, Inc. and  
LG Electronics U.S.A., Inc.

Paper \_\_\_\_\_

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Date filed: April 14, 2016

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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

v.

TOSHIBA SAMSUNG STORAGE TECHNOLOGY KOREA CORPORATION,  
Patent Owner

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Case IPR2015-01653  
Patent RE43,106

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**PETITIONER'S MOTION FOR ADMISSION  
*PRO HAC VICE* OF MICHAEL H. JONES**

Mail Stop PATENT BOARD  
Patent Trial and Appeal Board  
U.S. Patent & Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

**I. Relief Requested**

Pursuant to 37 C.F.R. § 42.10, Petitioners LG Electronics, Inc. and LG Electronics U.S.A., Inc. (collectively “LGE” or “Petitioners”) requests that the Board admit Michael H. Jones *pro hac vice* in this proceeding to serve as back-up counsel.

**II. Statement of Facts Showing There is Good Cause for the Board to Recognize Counsel *Pro Hac Vice* During the Proceeding**

In accordance with 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. § 42.10(c) indicates that, “where lead counsel is a registered practitioner, a motion to appear *pro hac vice* may be granted upon a showing that counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding.” The facts here establish good cause for the Board to recognize Michael H. Jones *pro hac vice* during this proceeding, so that he may participate in, *inter alia*, oral hearings, depositions, and conferences with the Board.

1. Lead counsel, Brian A. Tollefson, is a registered practitioner.

2. Counsel, Michael H. Jones, is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding. Accompanying this motion is the Declaration of Michael H. Jones in Support of Patent Owner's Motion for Admission *Pro Hac Vice* ("Jones Decl."). Mr. Jones is a member in good standing of the Bars of the District of Columbia and the State of Virginia. Jones Decl., ¶ 2. Mr. Jones is also admitted to practice in the Courts of Appeals for the Federal Circuit. *Id.* Mr. Jones has been litigating patent cases since 2010. *Id.* at ¶ 3. Prior to that, Mr. Jones served for two summers as a law clerk working on various patent matters under the supervision of attorneys. *Id.*

3. Mr. Jones is familiar with the subject matter at issue in this proceeding by virtue of his representing the Petitioners in two lawsuits. The first case was brought by Petitioners against the Patent Owner, *LG Electronics, Inc. and LG Electronics U.S.A., Inc. v. Toshiba Samsung Storage Technology Korea Corporation*, Case No. 1:12-cv-01063-LPS-CJB (D. Del.), and involves the patent at issue in this proceeding. The second case was brought by the Patent Owner against the Petitioners, *Toshiba Samsung Storage Technology Korea Corporation v. LG Electronics, Inc., LG Electronics U.S.A., Inc. and LG International (America), Inc.*, Case No. 1:15-cv-00691-LPS-CJB (D. Del.), and involves the patent at issue in this proceeding. Jones Decl., ¶ 10.

4. Mr. Jones attests to each of the listed items required by the “Order -- Authorizing Motion for *Pro Hac Vice* Admission in Case IPR2013-00639” referenced in the Notice of Filing Date Accorded to Petition and Time for Filing Patent Owner Preliminary Response, mailed August 19, 2015 (Paper 3). *See* Jones Decl., ¶¶ 1-10.

5. Mr. Jones has read and will comply with the Office Patent Trial Practice Guide and the Board’s Rules of Practice for Trials, as set forth in Part 42 of 37 C.F.R. Jones Decl., ¶ 7. Mr. Jones agrees to be subject to the USPTO 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) and to be subject to the USPTO 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). Jones Decl., ¶ 8.

### **III. Conclusion**

The requirements for admission *pro hac vice* being hereby established, Petitioners LG Electronics, Inc. and LG Electronics U.S.A., Inc., respectfully requests that the Board admit Michael H. Jones *pro hac vice* in this proceeding.

Respectfully submitted,

Date: April 14, 2016

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