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Filed on behalf of Intel Corporation
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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTEL CORPORATION
Petitioner

v.

DSS Technology Management, Inc.
Patent Owner

Case IPR2016-00288

**PETITIONER'S MOTION FOR ADMISSION *PRO HAC VICE* OF
LOUIS W. TOMPROS**

I. Statement of Precise Relief Requested

Pursuant to 37 C.F.R. § 42.10(c) and Paper No. 15 authorizing Petitioner to perfect its motion for *pro hac vice* admission of Louis W. Tompros under 37 C.F.R. § 42.10(c), Petitioner requests that the Patent Trial and Appeal Board (the “Board”) admit Louis W. Tompros *pro hac vice* in this proceeding, IPR2016-00288.

In his declaration dated March 24, 2016 (Ex. 1123), Mr. Tompros inadvertently omitted averments required by the '639 Order, part 2(b), paragraphs ii and iv. Mr. Tompros' updated declaration corrects this inadvertent omission and specifically avers that Mr. Tompros was never suspended, or disbarred from practice before any court or administrative body and that a sanction or contempt citation was never imposed on him by any court or administrative body.

II. Statement of Facts Showing 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. Section 42.10(c) indicates that “where 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 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 Louis W. Tompros *pro hac vice* in this proceeding.

1. Lead counsel, Grant Rowan, is a registered practitioner. Backup counsel, Yung-Hoon Ha, is also a registered practitioner.

2. Counsel, Louis W. Tompros, is an experienced litigator and has an established familiarity with the subject matter at issue in the proceeding.

Accompanying this motion as Exhibit 1126 is the August 10, 2016 Updated Declaration of Louis W. Tompros in Support of this Motion for Admission *Pro Hac Vice* (“Tompros Decl.”). In his declaration, Mr. Tompros asserts:

I am a member in good standing of the Bar of the Commonwealth of Massachusetts, and am admitted to practice before the United States Court of Appeals for the Federal Circuit, the United States Supreme Court, the United States Court of Appeals for the First Circuit, the United States Court of Appeals for the Seventh Circuit, and the United States District Court for the District of Massachusetts.

Tompros Decl. ¶ 3 (Ex. 1126). Mr. Tompros also asserts:

I am familiar with the subject matter at issue in this proceeding. I participated in the drafting of the Petition filed in this proceeding, and I have reviewed the papers filed in this proceeding. I have represented Intel Corporation in multiple patent-related matters, including the following United States District Court cases: *DSS Tech.*

Mgmt., Inc. v. Intel Corp. et al., 6:15-CV-130-JRG (E.D. Tex.), which is related to and involves the same patent at issue in this proceeding; *Power Management Solutions LLC v. Intel Corporation et al*, 1:11-cv-00743 (D. Del.); and *Power Management Solutions LLC v. Intel Corporation*, 13-1457 (Fed. Cir.).

Tompros Decl. ¶¶ 13-14 (Ex. 1126).

3. In his declaration, Mr. Tompros also attests to each of the listed items required by the “Order – Authorizing Motion for *Pro Hac Vice* Admission” in Case IPR2013-00639, Paper 7. *See* Tompros Decl. ¶¶ 1-15 (Ex. 1126). Specifically, Mr. Tompros avers:

I have never been suspended, disbarred, sanctioned or cited for contempt by any court or administrative body.

Tompros Decl. ¶ 8 (Ex. 1126).

III. Conclusion

For the foregoing reasons, Petitioners respectfully request that the Board admit Louis W. Tompros *pro hac vice* in this proceeding.

Respectfully Submitted,

/Grant K. Rowan/

Grant K. Rowan, Reg. No. 41,278
Yung-Hoon Ha, Reg. No. 56,368
Wilmer Cutler Pickering Hale & Dorr
LLP

Dated: August 10, 2016

List of Exhibits for U.S. Patent No. 6,784,552 Petition for *Inter Partes* Review

Exhibit	Description
1101	U.S. Patent No. 6,784,552
1102	Declaration of John A. Bravman, Ph.D.
1103	U.S. Patent No. 4,686,000 ("Heath")
1104	U.S. Patent No. 5,338,700 ("Dennison")
1105	U.S. Patent No. 6,066,555
1106	DSS's Infringement Contentions, July 30, 2015, Ex. B
1107	J. Dulak et al., <i>Etch mechanism in the reactive ion etching of silicon nitride</i> , Journal of Vacuum Science & Technology A 9, 775 (1991) ("Dulak")
1108	'555 Decl. Under Rule 131, Feb. 25, 1999
1109	Application, Mar. 31, 2000
1110	Prelim. Amendment, Mar. 31, 2000
1111	Office Action, June 1, 2001
1112	Amendment, Oct. 1, 2001
1113	Office Action, Jan. 9, 2002
1114	Amendment, May. 20, 2002
1115	Office Action, Sept. 11, 2002
1116	Request for Reconsideration, Mar. 4, 2003
1117	Office Action, May 20, 2003
1118	Amendment, Feb. 6, 2004
1119	Corrected Amendment, Mar. 31, 2004
1120	Allowance, Apr. 20, 2004
1121	Compilation of Claim Construction Deadlines and Filings in <i>DSS Tech. Mgm't, Inc. v. Intel Corp. et al.</i> , 6:15-cv-00130-RWS (E.D. Tex.)
1122	Declaration Of Michael J. Summersgill In Support Of Motion For Admission <i>Pro Hac Vice</i>
1123	Declaration Of Louis W. Tompros In Support Of Motion For Admission <i>Pro Hac Vice</i>
1124	Claim Construction Order
1125	Declaration Of Cosmin Maier In Support Of Unopposed Motion For Admission <i>Pro Hac Vice</i>
1126	Updated Declaration Of Louis W. Tompros In Support Of Motion For Admission <i>Pro Hac Vice</i>

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