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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 IPR2016-00289

**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, IPR2016-00289.

In his declaration dated March 24, 2016 (Ex. 1020), 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

Petitioner's Motion for Admission *Pro Hac Vice* of Louis W. Tompros

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 1022 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. 1022). 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. 1022).

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. 1022). 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. 1022).

III. Conclusion

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

Respectfully Submitted,

/ Yung-Hoon Ha/

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 Petition for *Inter Partes* Review of U.S. Patent No. 5,965,924

Exhibit	Description
1001	U.S. Patent No. 5,965,924
1002	Bravman Declaration
1003	U.S. Patent No. 5,475,240 (“Sakamoto”)
1004	U.S. Patent No. 5,100,817 (“Cederbaum”)
1005	Continued Prosecution Application Request dated February 10, 1999
1006	Amendment and Rule 131 Declaration dated January 5, 1998
1007	Office Action dated November 7, 1996
1008	U.S. Patent No. 5,541,434 (“Nicholls”)
1009	Amendment dated June 9, 1997
1010	Office Action dated February 24, 1998
1011	U.S. Patent No. 5,541,427 (“Chappell”)
1012	Amendment dated April 23, 1998
1013	U.S. Patent No. 5,453,640 (“Kinoshita”)
1014	Amendment dated August 14, 1996
1015	C. Fred Hiatt, Jeffery W. Butterbaugh and David C. Gray, <i>UV-Enhanced Etching of Silicon Oxide by Chlorine Trifluoride</i> , in PROCEEDINGS OF THE SECOND INTERNATIONAL SYMPOSIUM ON ULTRA-CLEAN PROCESSING OF SILICON SURFACES (Marc Heyns ed. 1994) (“Hiatt”).
1016	J. Seto, “The electrical properties of polycrystalline silicon films,” <i>Journal of Applied Physics</i> (1975) (“Seto”)

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