

DOCKET NO.: 0107131-00351US2  
Filed on behalf of Intel Corporation  
By: Grant K. Rowan, Reg. No. 41,278  
Yung-Hoon Ha, Reg. No. 56,368  
Wilmer Cutler Pickering Hale and Dorr LLP  
1875 Pennsylvania Ave., NW  
Washington, DC 20006  
Tel: (202) 663-6000  
Email: Grant.Rowan@wilmerhale.com  
Yung-Hoon.Ha@wilmerhale.com

UNITED STATES PATENT AND TRADEMARK OFFICE

---

**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

---

INTEL CORPORATION  
Petitioner

v.

DSS Technology Management, Inc.  
Patent Owner

Case IPR2016-00290

**PETITIONER'S MOTION FOR ADMISSION *PRO HAC VICE* OF  
MICHAEL J. SUMMERSGILL**

**I. Statement of Precise Relief Requested**

Pursuant to 37 C.F.R. § 42.10(c) and Paper No. 4 authorizing the parties to file motions for *pro hac vice* admission under 37 C.F.R. § 42.10(c), Petitioner requests that the Patent Trial and Appeal Board (the "Board") admit Michael J. Summersgill *pro hac vice* in this proceeding, IPR2016-00290.

**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 Michael J. Summersgill *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, Michael J. Summersgill, is an experienced litigator and has an established familiarity with the subject matter at issue in the proceeding.

Petitioner's Motion for Admission *Pro Hac Vice* of Michael J. Summersgill

Accompanying this motion as Exhibit 1119 is the March 22, 2016 Declaration of Michael J. Summersgill in Support of this Motion for Admission *Pro Hac Vice* ("Summersgill Decl."). In his declaration, Mr. Summersgill asserts:

I am a member in good standing of the Bar of the Commonwealth of Massachusetts, and am admitted to practice before the Massachusetts Supreme Judicial Court, the United States Courts of Appeal for the First, Second, Ninth, and Federal Circuits, and the United States District Court for the District of Massachusetts.

Summersgill Decl. ¶ 3 (Ex. 1119). Mr. Summersgill 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; *Memory Integrity, LLC v. Intel Corp.*, No. 3:15-cv-00262-SI (D. Or.); *X2Y Attenuators, LLC v. Intel Corp. et al.*, 1:11-cv-00117-CB (W.D. Penn.); and *X2Y Attenuators, LLC v. Intel Corp. et al.*, 1:11-cv-00218-CB (W.D. Penn.); and the following United States International Trade Commission case: *Certain Microprocessors, Components Thereof, and Products Containing Same*, Inv. No. 337-TA-781 (USITC).

Summersgill Decl. ¶¶ 11-12 (Ex. 1119).

Petitioner's Motion for Admission *Pro Hac Vice* of Michael J. Summersgill

3. In his declaration, Mr. Summersgill 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 Summersgill Decl. ¶¶1-12 (Ex. 1119).

### III. Conclusion

For the foregoing reasons, Petitioners respectfully request that the Board admit Michael J. Summersgill *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: March 25, 2016

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

Exhibit	Description
1101	U.S. Patent No. 5,965,924
1102	Bravman Declaration
1103	U.S. Patent No. 5,475,240 (“Sakamoto”)
1104	U.S. Patent No. 5,100,817 (“Cederbaum”)
1105	Continued Prosecution Application Request dated February 10, 1999
1106	Amendment and Rule 131 Declaration dated January 5, 1998
1107	Office Action dated November 7, 1996
1108	U.S. Patent No. 5,541,434 (“Nicholls”)
1109	Amendment dated June 9, 1997
1110	Office Action dated February 24, 1998
1111	U.S. Patent No. 5,541,427 (“Chappell”)
1112	Amendment dated April 23, 1998
1113	U.S. Patent No. 5,453,640 (“Kinoshita”)
1114	Amendment dated August 14, 1996
1115	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”).
1116	J. Seto, “The electrical properties of polycrystalline silicon films,” <i>Journal of Applied Physics</i> , 46 (1975) (“Seto”)

# 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.