

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MERCEDES-BENZ USA, LLC

Petitioner

v.

ADAPTIVE HEADLAMP TECHNOLOGIES, INC.

Patent Owner

Case IPR2016-00501

Patent 7,241,034

**PATENT OWNER'S MOTION FOR *PRO HAC VICE* ADMISSION OF
JONATHAN T. SUDER**

Pursuant to 37 C.F.R. § 42.10(c), the Patent Owner seeks *pro hac vice* admission of Jonathan T. Suder as backup counsel in this *inter partes* review. The Board's February 2, 2016 Notice (Paper 3) authorized the filing of this motion.

This motion satisfies the requirements of 37 C.F.R. § 42.10(c). In particular, lead counsel for the Patent Owner is a registered patent attorney, and there is good cause to admit Mr. Suder as *pro hac vice* backup counsel for the Patent Owner.

Exhibit 2001, which accompanies this motion, is a declaration by Mr. Suder explaining that he satisfies all of the criteria for *pro hac vice* admission, as set forth in *Motorola Mobility LLC v. Arnouse*, IPR2013-00010 (MPT), Paper 6 (Oct. 15, 2012). In particular, this motion is being filed no sooner than 21 days after service of the petition for *inter partes* review, and Mr. Suder is a member in good standing of at least the State Bar of Texas, has never been suspended or disbarred, has never had an application for admission denied, has never been sanctioned or cited for contempt, has read and agrees to comply with the Office Patent Trial Practice Guide and the Board's Rule of Practice for Trials set for in part 42 of the Code of Federal Regulations, submits to be subject to the PTO's code of professional responsibility and disciplinary jurisdiction, has appeared *pro hac vice* in one other PTO proceeding in the last three years (IPR2012-00001), and has an established familiarity with the

subject matter of this review as a result of having been lead counsel for the Patent Owner in nine patent infringement lawsuits of the patent under review:

(a) *Adaptive Headlamp Technologies, Inc. v. BMW of North America, LLC*, Civil Action No. 1:14cv00962, pending in the District of Delaware.

(b) *Adaptive Headlamp Technologies, Inc. v. FCA US LLC (“Chrysler”), Maserati North America, Inc. & Fiat Chrysler Automobiles N.V.*, Civil Action No. 1:15cv00073, pending in the District of Delaware.

(c) *Adaptive Headlamp Technologies, Inc. v. General Motors LLC*, Civil Action No. 1:15cv00781, pending in the District of Delaware.

(d) *Adaptive Headlamp Technologies, Inc. v. Hyundai Motor America*, Civil Action No. 1:15cv00563, pending in the District of Delaware.

(e) *Adaptive Headlamp Technologies, Inc. v. Mazda Motor of North America, Inc.*, Civil Action No. 1:15cv00782, pending in the District of Delaware.

(f) *Adaptive Headlamp Technologies, Inc. v. Mercedes-Benz USA LLC*, Civil Action No. 1:15cv00075, pending in the District of Delaware.

(g) *Adaptive Headlamp Technologies, Inc. v. Nissan North America Inc.*, Civil Action No. 1:15cv00074, pending in the District of Delaware.

(h) *Adaptive Headlamp Technologies, Inc. v. Toyota Motor Sales, U.S.A., Inc.*, Civil Action No. 1:15cv00779, pending in the District of Delaware; and

Case IPR2016-00501
Patent 7,241,034

(i) *Adaptive Headlamp Technologies, Inc. v. Volvo Cars of North America, LLC*, Civil Action No. 1:15cv00780, pending in the District of Delaware

For the foregoing reasons, the Patent Owner respectfully requests that the Board admit Mr. Suder *pro hac vice* in this *inter partes* review.

Dated: February 24, 2016.

Respectfully submitted,

By: /Brett M. Pinkus/

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Case IPR2016-00501
Patent 7,241,034

CERTIFICATE OF SERVICE

I hereby certify that on this the 24th day of February, 2016, a true and correct copy of the foregoing PATENT OWNER'S MOTION FOR PRO HAC VICE AMISSION OF JONATHAN T. SUDER was served via electronic mail, as agreed by counsel, upon the following counsel of record:

James M. Glass (jimglass@quinnemanuel.com)

Marc Kaplan (marckaplan@quinnemanuel.com)

Dated: February 24, 2016.

By: /Brett M. Pinkus/

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