

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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RUBICON COMMUNICATIONS, LP

Petitioner,

v.

LEGO A/S

Patent Owner.

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Case IPR2016-01187

Patent 8,894,066

**PETITIONER'S MOTION FOR *PRO HAC VICE*  
ADMISSION OF RYAN T. BEARD  
UNDER 37 C.F.R. § 42.10**

## Precise Relief Requested

Petitioner Rubicon Communications, LP (“Rubicon”) respectfully requests under 37 C.F.R. § 42.10(c) that the Board recognize Ryan T. Beard as counsel *pro hac vice* in this proceeding.

## Statement of Facts

§ 42.10(c) states:

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. For example, where the 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 showing that counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding.

For Petitioner, Lead Counsel, Eric B. Meyertons, is a registered practitioner, having USPTO Registration No. 34876. There is good cause to grant this motion because Mr. Beard is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding. Mr. Beard is a shareholder at the law firm of Meyertons, Hood, Kivlin, Kowert & Goetzel. He has been practicing law since 1999. Mr. Beard has litigated cases, including patent infringement cases, for the past 13 years. He has been counsel at trial and argued numerous *Markman* hearings, summary judgment proceedings, and other patent-

related hearings and pleadings concerning, *inter alia*, patent validity and infringement issues. Mr. Beard is an attorney in good standing of the Bar of Texas. Mr. Beard has never been suspended, disbarred, sanctioned, denied admission to practice, or cited for contempt by any court or administrative body.

Additionally, Mr. Beard is very familiar with the subject matter at issue in this case. He is lead counsel for Rubicon in the case between Rubicon and Lego A/S in the District of Connecticut, which involves the patent at issue in this Petition. As lead counsel in this related action, he is heavily involved with all aspects of the litigation, including factual investigation and forming non-infringement and invalidity positions against the challenged patent. He has also studied and reviewed the prior art asserted in the Petition, and is very familiar with the '066 Patent, its claims, and the technology at issue in the patent.

All facts asserted herein are supported by the Declaration of Ryan T. Beard, filed concurrently with this motion.

## **Conclusion**

For the reasons stated herein, Petitioner respectfully requests that there is good cause for the board to recognize Ryan T. Beard as counsel *pro hac vice* in this proceeding.

Date: July 8, 2016

Respectfully submitted,

/Eric B. Meyertons/

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## Petitioner's Exhibit List

Exhibit No.	Exhibit Description
1022	Declaration of Ryan T. Beard

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