

Filed on behalf of Securus Technologies, Inc.

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GLOBAL TEL*LINK CORPORATION,
Petitioner,
v.
SECURUS TECHNOLOGIES, INC.,
Patent Owner.

Case IPR2016-01220
U.S. Patent No. 9,007,420 B1

***PRO HAC VICE* MOTION TO ADMIT ATTORNEY
JEFFREY R. BRAGALONE PURSUANT TO 37 C.F.R. § 42.10(c)**

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Patent Trial and Appeal Board
U.S. Patent & Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

Patent Owner Securus Technologies, Inc. (“Securus”) hereby files this motion pursuant to 37 C.F.R. § 42.10(c) for Jeffrey R. Bragalone to appear *pro hac vice* on its behalf before the Patent Trial and Appeal Board in IPR2016-01220. This motion follows the guidelines set forth in IPR2013-00639, Paper 7, entered October 15, 2013.

A. Lead Counsel is a Registered Practitioner.

Securus has already designated a registered practitioner, Justin B. Kimble (Reg. No. 58,591) as lead counsel. Securus intends to designate Jeffrey R. Bragalone as back-up counsel in the event this motion is granted.

B. There is Good Cause for the Board to Recognize Jeffrey R. Bragalone *pro hac vice* During This Proceeding.

1. Mr. Bragalone is an Experienced Patent Litigator.

Jeffrey R. Bragalone is an experienced litigator with over 29 years of experience. He has argued three patent cases before the Federal Circuit: (1) *Greenliant Sys., Inc. v. Xicor LLC*, 692 F.3d 1261 (Fed. Cir. 2012); (2) *United Access Technologies, LLC v. Earthlink, Inc.*, 432 F. App’x 976 (Fed. Cir. 2011); (3) *Board of Regents of the University of Texas System v. BenQ America Corp.*, 533 F.3d 1362 (Fed. Cir. 2008); and appeared on brief in a fourth case: (4) *Tegic Commc’ns Corp. v. Board of Regents of the University of Texas System*, 458 F.3d 1335 (Fed. Cir. 2006). In addition to his argument before the Federal Circuit, Mr. Bragalone has represented numerous clients in patent litigation and general litigation as lead

counsel in district courts and state courts across the United States. Mr. Bragalone also currently represents plaintiffs in the patent litigation styled *Cellular Communications Equipment LLC v. AT&T, Inc. et al.*, No. 2:15-cv-00576 (E.D. Tex.). Mr. Bragalone has also participated in several oral arguments before the PTAB, including in IPR2014-00785, IPR2014-00824, and IPR2015-00487.

2. Mr. Bragalone Has an Established Familiarity with the Subject Matter at Issue in this Proceeding.

Mr. Bragalone has represented Securus in previous patent litigation as well as general litigation, through which he has familiarized himself with the subject matter at issue in the proceeding, *i.e.*, inmate telecommunications and management systems. Specifically, Mr. Bragalone represented Securus in the patent litigation *Howlink Global LLC v. Securus Technologies, Inc.*, No. 4:13-cv-562 (E.D. Tex., filed Sept. 24, 2013). In that matter, Mr. Bragalone defended against the plaintiff's allegations that Securus's inmate telecommunications systems infringed patents related to collect calls. In connection with that representation, Mr. Bragalone spent significant time learning the technology involved in Securus's inmate telecommunications systems.

Mr. Bragalone has also represented Securus in other litigation matters that have enhanced his familiarity with Securus's inmate telecommunications and management systems. Those matters include *SecureAlert, Inc. et al. v. Satellite*

Tracking of People, LLC,¹ No. 2:13-cv-01107 (D. Utah, filed Dec. 17, 2013) and *SecureAlert, Inc. et al. v. Derrick Brooks et al.*, No. 140901343 (3rd Judicial District Court, Salt Lake County, Utah, filed Feb. 21, 2014).

Mr. Bragalone has previously appeared *pro hac vice* representing Securus before the Patent Trial and Appeal Board in 11 post-grant proceedings. Those proceedings include IPR2014-00785, IPR2014-00810, IPR2014-00824, IPR2014-00825, CBM2014-00166, IPR2014-01282, IPR2014-01283, IPR2014-01278, IPR2015-0153, IPR2015-00155, and IPR2015-00156. Additionally, Mr. Bragalone currently represents Securus in a number of pending appeals before the U.S. Court of Appeals for the Federal Circuit, which are all appeals from final written decisions in post-grant proceedings before the Board. See, e.g., *Securus Techs., Inc. v. Global Tel*Link Corp.*, Nos. 2016-1992, -1993 (Fed. Cir. docketed May 4, 2016) (appealing from IPR2014-01278 and IPR2014-01282, involving U.S. Patent No. 7,860,222); *Global Tel*Link Corp. v. Securus Techs., Inc.*, No. 16-2573 (Fed. Cir. docketed May 26, 2016) (appealing from IPR2015-00156, involving U.S. Patent No. 7,551,732); *Securus Techs., Inc. v. Global Tel*Link Corp.*, No. 16-2573 (Fed. Cir. docketed Aug. 29, 2016) (appealing from IPR2015-00155, involving U.S. Patent No. 7,853,243).

In preparation for the above identified matters, Mr. Bragalone has become very familiar with the patents, technology, and prior-art that cover the technology of

¹ Satellite Tracking of People LLC is a subsidiary of Securus.

the patent at issue in this proceeding (e.g., institutional telephone systems). Given Mr. Bragalone's familiarity with the underlying technology, patents, and prior art, Securus asks that the Board grant this Motion to afford Securus the benefit of having its chosen representation to be authorized to practice before the PTAB in this matter.

C. Mr. Bragalone has Submitted a Declaration² Herewith Attesting the Following Facts.

1. Mr. Bragalone is a member in good standing of the Texas State Bar.
2. Mr. Bragalone has never been subject to any suspensions or disbarments from practice before any court or administrative body.
3. None of Mr. Bragalone's applications for admission to practice before any court or administrative body has ever been denied.
4. Mr. Bragalone has never been sanctioned nor had contempt citations imposed by any court or administrative body.
5. Mr. Bragalone has read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in part 42 of 37 C.F.R.
6. Mr. Bragalone will be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et. seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

² See Declaration of Jeffrey R. Bragalone, attached hereto as Exhibit 2002.

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