

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PRIME FOCUS CREATIVE SERVICES CANADA INC.
Petitioner

v.

LEGEND3D, INC.
Patent Owner

Case No.: IPR2016-01243

Patent 7,907,793

**PATENT OWNER LEGEND3D, INC.'S MOTION FOR WITHDRAWAL
AND SUBSTITUTION OF COUNSEL**

Mail Stop Patent Board
Patent Trial and Appeal Board
P.O. Box 1450
Alexandria, VA 22313-1450

I. 37 C.F.R. §42.10 – STATEMENT OF RELIEF REQUESTED

Pursuant to 37 C.F.R. § 42.10, Patent Owner respectfully requests that the Board authorize withdrawal of Joseph J. Mayo of ARC IP Law, PC as lead counsel, and Danna J. Cotman of ARC IP Law, PC as backup counsel in this matter.

II. STATEMENT SHOWING GOOD CAUSE FOR THE BOARD TO AUTHORIZE WITHDRAWAL AND SUBSTITUTION OF COUNSEL

On July 12, 2016, Patent Owner submitted its Power of Attorney for Petition for Inter Partes Review, appointing Joseph J. Mayo and Danna J. Cotman as its counsel in the above-captioned *inter partes* review. (Paper 5). For good cause, Patent Owner requests that the current designated counsel be deemed withdrawn from the present proceeding, and new counsel, Daniel N. Yannuzzi and Trevor J. Quist be designated lead, back-up counsel, respectively, to represent Patent Owner in this proceeding.

Patent Owner's new counsel meet the requirements of 37 C.F.R. § 42.10(c) as lead counsel and registered practitioners.

In identifying and designating new counsel who are ready and able to take over the representation, reasonable steps have been taken to “avoid foreseeable prejudice to the rights of the client, including giving due notice to his or her client, [and] allowing time for employment of another practitioner.” *See* 37 C.F.R. § 10.40(a). Further, Patent Owner believes that granting this motion will not hinder the economy, the integrity of the patent system, the efficient administration of the Office, or the ability of the Office to timely complete this proceeding. *See* 35 U.S.C. § 316(b).

Patent Owner verifies that no extensions of time will be sought by Substitute Counsel.

III. PETITIONER DOES NOT OBJECT TO THE SUBSTITUTION

Petitioner has indicated it does not oppose the requested withdrawal and substitution of counsel for Patent Owner.

IV. CONCLUSION

Patent Owner respectfully requests that the Board grant its motion to authorize withdrawal of counsel and permit substitution of counsel. Upon grant of this motion, new counsel for Patent Owner will promptly file Amended Patent Owner's Mandatory Notices and a Substitute Power of Attorney.

Respectfully submitted,

Dated: March 6, 2017

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New Counsel for Patent Owner

Dated: March 6, 2017

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Current Counsel for Patent Owner

CERTIFICATE OF SERVICE

Pursuant to 37 Code of Federal Regulations § 42.6, the undersigned certifies that on March 6, 2017, a copy of the foregoing document was served via Electronic Mail on counsel of record identified below as agreed upon by the parties, and that this document was filed with the Patent Trial and Appeal Board via the PTAB End-to-End System.

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