

Case IPR2016-01259
U.S. Patent No. 8,155,298 B2

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BRIGHT HOUSE NETWORKS, LLC,
WIDEPENWEST FINANCE, LLC,
KNOLOGY OF FLORIDA, INC.,
BIRCH COMMUNICATIONS, INC.,
Petitioners

v.

FOCAL IP, LLC,
Patent Owner

Case IPR2016-01259
Patent No. 8,155,298 B2

Before SALLY C. MEDLEY, JONI Y. CHANG, and BARBARA A. PARVIS,
Administrative Patent Judges.

AFFIDAVIT OF MS. SARAH GUSKE IN SUPPORT OF
MOTION FOR *PRO HAC VICE* ADMISSION

I, Sarah J. Guske, do hereby declare:

1. I am a partner in the law firm Baker Botts L.L.P. Lead counsel in this *inter partes* review proceeding is Wayne O. Stacy, who is a partner in the law firm Baker Botts L.L.P. Mr. Stacy is registered to practice before the United States Patent and Trademark Office and holds Registration No. 45,125. With respect to this proceeding, I will work closely with Mr. Stacy.

2. I hold a bachelor's degree in electrical engineering from Washington State University and a bachelor's degree in physics from Whitworth University. I hold a juris doctor degree from the University of California—Davis School of Law.

3. I have over 10 years of experience as a litigating attorney representing clients in matters in various United States District Courts and Courts of Appeals, and before the International Trade Commission. My experience includes several litigation matters in telecommunication systems and components. I am, therefore, an experienced litigating attorney. Petitioner desires, and has a need, to be represented in certain aspects of these proceedings by an experienced litigating attorney.

4. I am familiar with U.S. Patent No. 8,155,298 B2 and with the legal subject matter, technical subject matter, and prior art discussed in Petitioner's

Request for Inter Partes Review of U.S. Patent No. 8,155,298 B2, which forms the basis for this proceeding.

5. I am a member in good standing of the Supreme Court for the State of Colorado and the Supreme Court for the State of California. I am also admitted to practice before the United States District Court for the Northern District of California, the United States District Court for the Eastern District of Texas, United States District Court for the Central District of California, the United States District Court for Colorado, and the United States Court of Appeals for the Federal Circuit.

6. I have never been suspended or disbarred from practice before any court or administrative body.

7. I have never had a court or administrative body deny my application for admission to practice.

8. I have never been sanctioned or cited for contempt by any court or administrative body.

9. I have 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 the C.F.R.

10. I agree to be subject to the United States Patent and Trademark Office 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).

11. In the past three (3) years, I have applied to appear before the Office and was granted *pro hac vice* admission in the IPR2014-01166, IPR2014-01276, IPR2016-01254, IPR2016-01257, IPR2016-00451, IPR2016-00450 and IPR2016-00360 proceedings. I am currently in the process of applying for *pro hac vice* admission in IPR2016-01263.

12. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of U.S. Patent No. 8,155,298 B2.

Date: November 15, 2016

/Sarah. J. Guske/
Sarah J. Guske