

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

CISCO SYSTEMS, INC.,  
Petitioner,

v.

FOCAL IP, LLC,  
Patent Owner.

---

Cases: IPR2016-01254<sup>1</sup>  
Patent 8,457,113 B2

---

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

CHANG, *Administrative Patent Judge.*

DECISION

Granting Patent Owner's Motions for Admission *Pro Hac Vice* of  
Thomas C. Cecil  
*37 C.F.R. § 42.10*

---

<sup>1</sup> This Decision applies to each of the proceedings listed in the Appendix. Therefore, we issue one Decision to be filed in all of the cases. The parties, however, are not authorized to use this style of filing in subsequent papers.

Patent Owner filed a Motion for *pro hac vice* admission of Mr. Thomas C. Cecil (Paper 38<sup>2</sup>), supported by a Declaration of Mr. Cecil (Ex. 2052), in each of the proceedings listed in the Appendix. The Motions are unopposed.

Based on the facts set forth in each Motion and each accompanying Declaration from Mr. Cecil, we conclude that Mr. Cecil has sufficient legal and technical qualifications to represent Patent Owner in these proceedings, that Mr. Cecil has demonstrated the necessary familiarity with the subject matter of these cases, and that there is a need for Patent Owner to have counsel with experience as a litigation attorney in patent matters involved in these cases. Accordingly, Patent Owner has established good cause for Mr. Cecil *pro hac vice* admission.

For the foregoing reasons, it is hereby:

ORDERED that Patent Owner's Motions for *pro hac vice* admission of Mr. Thomas C. Cecil are *granted*, and Mr. Cecil is authorized to represent Patent Owner as back-up counsel in the proceedings listed in the Appendix;

FURTHER ORDERED that Patent Owner continue to have a registered practitioner as lead counsel in these proceedings;

FURTHER ORDERED that a power of attorney must be filed with the designation of counsel for Mr. Cecil, in accordance with 37 C.F.R. § 42.10(b);

FURTHER ORDERED that Mr. Cecil comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials, as set forth in Title 37, Part 42 of the Code of Federal Regulations; and

---

<sup>2</sup> Citations herein will be to IPR2016-01254, unless otherwise noted.

IPR2016-01254  
Patent 8,457,113 B2

FURTHER ORDERED that Mr. Cecil is subject to the Office's disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.*

PETITIONER:

Wayne Stacy  
Sarah Guske  
wayne.stacy@bakerbotts.com  
sarah.guske@bakerbotts.com

PATENT OWNER:

Brent Bumgardner  
John Murphy  
bbumgardner@nbclaw.net  
murphy@nelbum.com

IPR2016-01254  
Patent 8,457,113 B2

APPENDIX<sup>3</sup>

| <i>Inter Partes</i> Review                                       | U.S. Patent No. |
|--|-----------------|
| IPR2016-01258<br>IPR2016-01262                                   | 7,764,777 B2    |
| IPR2016-01256<br>IPR2016-01259<br>IPR2016-01263                  | 8,155,298 B2    |
| IPR2016-01254<br>IPR2016-01257<br>IPR2016-01260<br>IPR2016-01261 | 8,457,113 B2    |

---

<sup>3</sup> Bright House Networks, LLC, WideOpenWest Finance, LLC, Knology of Florida, Inc., and Birch Communications are Petitioner in IPR2016-01259, -01261, -01262, and -01263.

YMax Corporation is Petitioner in IPR2016-01256, -01258, and -01260.

Cisco Systems, Inc. is Petitioner in IPR2016-01254 and -01257.