

WIDEOPENWEST FINANCE, LLC
KNOLOGY OF FLORIDA, INC.
BIRCH COMMUNICATIONS, INC.

PETITIONERS

V.

FOCAL IP, LLC

PATENT OWNER

CASE IPR2016-01261
PATENT NUMBER: 8,457,113

**DECLARATION OF JOHN P. MURPHY IN SUPPORT OF UNOPPOSED
MOTION FOR *PRO HAC VICE* ADMISSION**

specifically patent litigation, for over nine years.

3. I have extensive experience litigating patent infringement cases in many different district courts across the United States. My experience in patent litigation matters includes, but is not limited to: presenting oral arguments to the Board in IPR proceedings; taking depositions of expert witnesses regarding invalidity and infringement; assisting experts in drafting expert reports regarding invalidity and infringement; drafting claim construction briefs; drafting briefs associated with motions for summary judgments regarding invalidity and infringement issues; drafting invalidity and infringement contentions; and participating in patent-related hearings.

4. I am a member in good standing of the State Bar of Texas. I am also admitted to practice before the U.S. Court of Appeals for the Federal Circuit, the United States District Court for the Eastern District of Texas, and the United States District Court for the Northern District of Texas.

admission to practice before it.

7. I have never had any sanctions or contempt citations imposed against me by any court or administrative body.

8. 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 Title 37 of the C.F.R.

9. I agree to be subject to the USPTO Rules of Professional Conduct as set forth in 37 C.F.R. §§ 11.101 *et seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

10. I have appeared before the Board *pro hac vice* in the last three years in IPR2014-01131, IPR2014-01133, IPR2014-01134, IPR2014-01135, and IPR2014-01318. I presented oral arguments before the Board in IPR2014-01133, IPR2014-01134, and IPR2014-01135.

11. I have an established familiarity with the subject matter at issue in this proceeding. I have substantively reviewed all materials filed in this *Inter Partes* Review, including the Petition for *Inter Partes* Review and all accompanying


BHN, ET AL. v. FOCAL IP, LLC
FOCAL IP, LLC EX2007
MURPHY DECLARATION
IPR2016-01261

this proceeding.

12. I declare under penalty of perjury that the foregoing is true and correct.

Respectfully submitted,

October 28, 2016



John P. Murphy
Nelson Bumgardner, P.C.
3131 W. 7th Street
Suite 300
Fort Worth, Texas 76107
P: 817.806.3808
F: 817.377.3485