

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ZTE (USA) Inc.,
Samsung Electronics Co., Ltd., and
Samsung Electronics America, Inc.,
Petitioner,

v.

Evolved Wireless LLC,
Patent Owner

Case No. IPR2016-01342
Patent 8,218,481 B2

PETITIONER'S UNOPPOSED MOTION FOR EXPEDITED
PRO HAC VICE ADMISSION OF CHARLES M. STIERNBERG
UNDER 37 C.F.R. § 42.10(c)

Pursuant to 37 C.F.R. § 42.10(c) and the Notice of Filing Date Accorded to Petition and Time for Filing Patent Owner Preliminary Response entered on August 9, 2016 (Paper 6) in this proceeding, Petitioner respectfully requests the expedited *pro hac vice* admission of Charles M. Stiernberg in this proceeding as counsel for Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. (“Samsung”). Samsung seeks Mr. Stiernberg’s assistance because of his experience assisting Samsung in parallel litigation and his familiarity with the substantive and technical issues involved in this proceeding. In view of an upcoming teleconference with the Board, currently scheduled for Monday, December 19, 2016 at 12:30 PM ET, Petitioner respectfully requests an expedited decision on this Motion such that Mr. Stiernberg may participate in the teleconference.

Petitioner has conferred with Patent Owner, Evolved Wireless, LLC, and Patent Owner does not oppose Petitioner’s Motion.

A. Statement of Facts.

ZTE’s lead counsel in this proceeding, Charles M. McMahon, is a registered practitioner (Reg. No. 44,926), and Samsung’s counsel in this proceeding, James M. Glass, is a registered practitioner (Reg. No. 46,729). Mr. Stiernberg is an experienced patent litigation attorney, with more than three years of experience, including involvement in fact and expert discovery, *Markman* briefing and hearings, and oral arguments in patent infringement matters before Federal district courts in Delaware, Texas, and California. (Ex. 1043, ¶ 2).

Mr. Stiernberg has established familiarity with the subject matter at issue in this proceeding. (*Id.*, ¶ 9). U.S. Patent No. 8,218,481 is involved in parallel litigation filed by Patent Owner against Samsung in the United States District Court for the District of Delaware (Civil Action No. 15-cv-545-SLR). (*Id.*). Quinn Emanuel Urquhart & Sullivan, LLP represents Samsung in this litigation. (*Id.*). Mr. Stiernberg has appeared as counsel for Samsung in this litigation and is actively involved in all aspects of the district court proceedings. (*Id.*). Therefore, good cause exists to admit Mr. Stiernberg *pro hac vice* in this proceeding. Further, in view of an upcoming teleconference with the Board, currently scheduled for Monday, December 19, 2016 at 12:30 PM ET, Samsung respectfully requests an expedited decision on this Motion.

B. Affidavit or Declaration of Individual Seeking to Appear.

This Motion for *Pro Hac Vice* Admission is accompanied by the required Affidavit of Mr. Stiernberg.

December 16, 2016

Respectfully submitted,

/Charles M. McMahon/
Charles M. McMahon (Reg. 44,926)
MCDERMOTT WILL & EMERY LLP

Attorney for Petitioner

CERTIFICATE OF SERVICE

I certify that I sent a copy of the foregoing PETITIONER'S UNOPPOSED MOTION FOR EXPEDITED PRO HAC VICE ADMISSION OF CHARLES M. STIERNBERG UNDER 37 C.F.R. § 42.10(C) on December 16, 2016 by electronic mail to the attorneys of record for the Patent Owner at the following e-mail addresses:

cmorton@robinskaplan.com

rschultz@robinskaplan.com

/Hersh H. Mehta/
Hersh H. Mehta (Reg. 62,336)