

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventors: FALLON, et al.

Inter Partes Review of U.S. Patent No.: 7,181,608

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Title: Systems and Methods for Accelerated Loading of Operating Systems and Application Programs

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**DECLARATION OF DAVID M. SAUNDERS IN SUPPORT OF MOTION  
FOR ADMISSION PRO HAC VICE**

I, David M. Saunders, declare as follows:

1. I have been practicing law for 7 years, and have been practicing in the field of intellectual property, and particularly, patent litigation, for those 7 years.
2. I am a member in good standing of the Bar of the State of California and the Bar of the District of Columbia, and am admitted to practice before the United States Courts of Appeal for the Federal Circuit, the United States District Court for the Central District of California, and the United States District Court for the Northern District of California.

Apple v. Realtime Data

3. My California State Bar Membership No. is 260742, and my District of Columbia Bar Membership No. is 1014047.

4. I have never been suspended, disbarred, sanctioned, or cited for contempt by any court or administrative body.

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

6. I have applied to appear *pro hac vice* in one other proceeding before the U.S. Patent and Trademark Office in the last three (3) years: IPR2015-01754, *Cisco Systems, Inc. v. SSL Services, LLC*.

7. 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 Code of Federal Regulations.

8. I understand that I will be subject to the USPTO 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).

9. I am familiar with the subject matter at issue in this proceeding. I am currently counsel in the case of *Realtime Data, LLC d/b/a IXO v. Apple, Inc.*, U.S. District Court for the Northern District of California case no. 3:16-cv-02595.

10. I am familiar with the technology at issue in this proceeding from the prior work described above.

11. I hereby declare that all statements made herein of my personal knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like are punishable by fine, imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

Respectfully Submitted,



Date: August 2, 2016

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