

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SONY CORPORATION, SONY MOBILE COMMUNICATIONS (USA) INC.,
SONY MOBILE COMMUNICATIONS AB & SONY MOBILE
COMMUNICATIONS INC.

Petitioners

v.

CREATIVE TECHNOLOGY LIMITED

Patent Owner

Case No. IPR2016-01407

Patent No. 6,928,433

**UNOPPOSED MOTION FOR *PRO HAC VICE* ADMISSION OF
JOSHUA J. MILLER**

I. STATEMENT OF PRECISE RELIEF REQUESTED

Pursuant to 37 C.F.R. § 42.10(c) and Paper No. 3, Sony Corporation, Sony Mobile Communications (USA) Inc., Sony Mobile Communications AB & Sony Mobile Communications Inc., (“Petitioners”) respectfully request that the Patent Trial and Appeal Board admit Joshua J. Miller *pro hac vice* in this proceeding, IPR2016-01407. Creative Technology Limited does not oppose this motion.

II. STATEMENT OF FACTS SHOWING GOOD CAUSE FOR THE BOARD TO RECOGNIZE COUNSEL *PRO HAC VICE* DURING THE PROCEEDING

In accordance with 37 C.F.R. § 42.10(c), the Board may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause, subject to the condition that lead counsel be a registered practitioner and to any other conditions that the Board may impose. Section 42.10(c) indicates that “where lead counsel is a registered practitioner, a motion to appear *pro hac vice* by counsel who is not a registered practitioner may be granted upon a showing that counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding.” The facts here establish good cause for the Board to recognize Mr. Miller *pro hac vice* in this proceeding.

First, as set forth in Mr. Miller's declaration (Ex. 1032) at paragraphs H through J, Mr. Miller has familiarity with the subject matter at issue in these proceedings. He has worked on preparing and reviewing the materials submitted in this proceeding.

Second, Mr. Miller has extensive patent litigation experience and is expected to use his experience to support Lead Counsel during the proceedings, including during the Oral Hearing. Good cause exists to have Petitioners appoint as counsel Mr. Miller, as a litigator, to assist Lead Counsel.

Furthermore, as set forth in his declaration, Mr. Miller attests to all of the remaining matters set forth in Paper No. 7 from *Unified Patents v. Parallel Iron*, Case IPR2013-00639 (PTAB Oct. 15, 2013).

III. CONCLUSION

For the foregoing reasons, Petitioners respectfully request that the Board admit Joshua J. Miller *pro hac vice* in this proceeding.

Respectfully submitted,

Dated: August 7, 2017

By: /s/ Michael N. Rader
Michael N. Rader, Reg. No. 52,146
Randy J. Pritzker, Reg. No. 35,986
Andrew J. Tibbetts, Reg. No. 65,139
WOLF GREENFIELD & SACKS, P.C.
600 Atlantic Ave.
Boston, MA 02210-2206
Tel: 617-646-8000 / Fax: 617-646-8646

CERTIFICATE OF SERVICE UNDER 37 C.F.R. § 42.6 (e)(4)

I certify that on August 7, 2017, I will cause a copy of the foregoing document, including any exhibits or appendices referred to therein, to be served via electronic mail, as previously consented to by Patent Owner, upon the following:

Jonathan D. Baker
Russell Swerdon

JBaker@farneydaniels.com
russ_swerdon@creativelabs.com
CreativeZen@farneydaniels.com

Date: August 7, 2017

/MacAulay S. Rush/
Patent Paralegal
WOLF GREENFIELD & SACKS, P.C.