

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

I.M.L. SLU,

Petitioner,

v.

WAG ACQUISITION, LLC,

Patent Owner.

Case IPR2016-01655

Patent 8,122,141

**DECLARATION OF BETH D. JACOB IN SUPPORT OF MOTION FOR
PRO HAC VICE ADMISSION**

Mail Stop PATENT BOARD
Patent Trial and Appeal Board
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450
Submitted Electronically via the Patent Review Processing System

IPR2015-01656

I.M.L. SLU

Exhibit 1013

Pursuant to 37 C.F.R. § 1.68, I, Beth D. Jacob, attest to the following:

1. I am a member in good standing of the New York Bar, and am admitted to practice in the following Federal Courts:
 - a. United States Supreme Court;
 - b. United States Court of Appeals for the Federal Circuit;
 - c. United States Court of Appeals for the Second Circuit;
 - d. United States District Court for the Southern District of New York;
 - e. United States District Court for the Eastern District of New York.
2. I have not been suspended or disbarred from practice before any court or administrative body.
3. I have never had an application for admission to practice before any court or administrative body denied.
4. I have never had sanctions or contempt citations imposed by any court or administrative body imposed against me.
5. 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 37 C.F.R.

IPR2015-01656
I.M.L. SLU
Exhibit 1013

6. I agree to be subject to the USPTO Code of Professional Responsibility set forth in 37 C.F.R. §§ 11.101 *et seq.*, and to disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

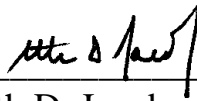
7. I have not applied to appear *pro hac vice* in the last three years in any matter before the Board.

8. I am an experienced litigation attorney and have been involved in numerous patent infringement cases in federal courts across the country. I have over three decades of litigation experience, including over two-dozen trials. I have experience in various aspects of patent infringement matters including trials, *Markman* hearings and summary judgment hearings. I have argued in multiple patent cases in federal courts. I serve as trial counsel for the Petitioner in patent litigation brought against the Petitioner by Patent Owner concerning the patent challenged by the Petition. *See WAG Acquisition, LLC v. Sobonito Investments, Ltd. et al.*, Case No. 2:14-cv-1661-ES-JAD (D.N.J.)). As a result of my involvement as trial counsel for the Petitioner in the co-pending district court litigation over the involved patent, I have obtained substantial familiarity with the involved patent, the prior art, and the various issues raised in this proceeding. I have reviewed the Petition, and the cited materials, and am familiar with the subject matter involved in this proceeding.

IPR2015-01656
I.M.L. SLU
Exhibit 1013

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

Date: October 26, 2016



Beth D. Jacob

IPR2015-01656
I.M.L. SLU
Exhibit 1013