

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

REALTIME DATA, LLC D/B/A IXO,
Patent Owner.

Case IPR2016-01738
Patent No. 8,880,862

**MOTION FOR ADMISSION *PRO HAC VICE* OF
KAYVAN B. NOROOZI**

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Patent Trial and Appeal Board
U.S. Patent & Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Submitted Electronically via the PTAB E2E System

I. RELIEF REQUESTED

Pursuant to 37 C.F.R. § 42.10(c), Patent Owner Realtime Data LLC (“Realtime”) respectfully requests that the Patent Trial and Appeal Board admit Kayvan B. Noroozi *pro hac vice* in this proceeding, IPR2016-01738.

II. GOVERNING LAW, RULES, AND PRECEDENT

Section 42.10(c) provides 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 established familiarity with the subject matter at issue in the proceeding.”

III. STATEMENT OF FACTS

The facts here satisfy § 42.10(c) and demonstrate good cause for the Board to recognize Mr. Noroozi *pro hac vice* in this proceeding.

Lead counsel, William Rothwell, is a registered practitioner. Counsel, Kayvan B. Noroozi, is an experienced patent litigator in good standing with the California State Bar, admitted to practice before the United States District Courts for the Eastern District of Texas and Northern District of California, and has never been suspended, disbarred, sanctioned, cited for contempt of court, or had a court or administrative body deny his application for admission to practice. Ex. 2002 ¶¶ 1-5. Mr. Noroozi’s declaration

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includes a list of the proceedings before the Office in which he has applied to appear *pro hac vice* in the last three years. *Id.* at ¶ 6. Mr. Noroozi has 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. *Id.* at ¶ 7. Mr. Noroozi understands and accepts that he 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). *Id.* at ¶ 8. Mr. Noroozi is familiar with the subject matter at issue in this proceeding through his review of the underlying patent, the record, and discussions with Patent Owner, its counsel, and its expert witness. *Id.* at ¶ 9.

IV. CONCLUSION

For the foregoing reasons, Patent Owner respectfully requests that the Board admit Kayvan B. Noroozi *pro hac vice* in this proceeding.

Respectfully submitted,

/William P. Rothwell/

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Counsel for Patent Owner

Date: May 30, 2017

CERTIFICATION OF SERVICE

The undersigned hereby certifies that the foregoing **MOTION FOR ADMISSION PRO HAC VICE OF KAYVAN B. NOROOZI** was served electronically via e-mail on May 30, 2017, in its entirety on the following counsel of record for Petitioner:

W. Karl Renner – IPR39521-0025IP2@fr.com

Respectfully submitted,

/William P. Rothwell/

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Date: May 30, 2017