

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTEL CORPORATION, GLOBALFOUNDRIES U.S., INC.,
AND MICRON TECHNOLOGY, INC.,

Petitioners,

v.

DANIEL L. FLAMM,

Patent Owner.

Case IPR2017-00280

Patent RE40,264 E

**PETITIONERS' MOTION FOR *PRO HAC VICE* ADMISSION
OF CHAD S. CAMPBELL UNDER 37 C.F.R. § 42.10(c)**

Petitioners Intel Corporation, GLOBALFOUNDRIES U.S., INC., and Micron Technology, Inc. (collectively “Petitioners”) respectfully request that the Board admit Chad S. Campbell as backup counsel *pro hac vice* in this proceeding. Mr. Campbell is an experienced litigation attorney and has substantial knowledge in the substantive issues of the invalidity of the challenged claims of the Patent in this proceeding. Therefore, Mr. Campbell meets the requirements of “an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding” under 37 C.F.R. §42.10(c).

1. Time For Filing

This Motion for *Pro Hac Vice* Admission has been authorized by the Notice of Filing Date Accorded to Petition and Time for Filing Patent Owner Preliminary Response that was mailed on December 14, 2016 (Paper 3). This Motion is filed no sooner than twenty one (21) days after service of the petition.

2. Statement of Facts

In this proceeding, lead counsel for Petitioner is Jonathan McFarland, a registered practitioner. The following statement of facts shows that there is good cause for the Board to admit Mr. Campbell *pro hac vice*.

Mr. Campbell is a patent litigation attorney with more than 23 years of experience representing clients in cases involving semiconductor technology,

computer design and software. (Affidavit of Chad S. Campbell (“Campbell Affidavit”), ¶ 8 in Exhibit 1022.)

Mr. Campbell regularly litigates patent cases in various forums including the United States Court of Appeals for the Federal Circuit and various federal district courts. (*Id.*) He has experience representing clients in many phases of litigation including discovery, Markman hearings, jury trials, and appeals. (*Id.*) Mr. Campbell’s biography is attached to the Campbell Affidavit (Exhibit 1022) as Appendix A.

Mr. Campbell has an established familiarity with the subject matter at issue in this proceeding, having represented Petitioner in a court proceeding against Patent Owner involving the same technology (*Daniel L. Flamm v. Intel Corporation*, 16-cv-1579 (N.D. Cal.)).

Mr. Campbell is familiar with the technologies and issued claims in the 6,017,221, RE40,264 and 5,711,849 Patents. Mr. Campbell is also familiar with the prior art references cited in PTAB Case Nos IPR2017-00279 - 282, IPR2017-00391- 392 and IPR2017-00406 and the associated invalidity grounds before the PTAB.

3. Affidavit or Declaration of Individual Seeking to Appear

This Motion for *Pro Hac Vice* Admission is accompanied by an Affidavit of Mr. Campbell (Exhibit 1022), which attests to the requirements for *pro hac vice* admission set forth in IPR2013-00639, Paper 7, dated Oct. 15, 2013.

4. Conclusion

Accordingly, Petitioners submit that there is good cause under 37 C.F.R. § 42.10(c) for the Board to admit Chad S. Campbell as counsel *pro hac vice* and to authorize Mr. Campbell to represent Petitioners as back-up counsel in this proceeding.

Dated: January 20, 2017

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing
PETITIONERS' MOTION FOR *PRO HAC VICE* ADMISSION UNDER 37
C.F.R. § 42.10(c) and Exhibit 1022 was served in its entirety this 20th day of
January 2017 by FedEx® mail delivery service on Patent Owner at the
correspondence address for the '264 Patent shown in USPTO PAIR:

Daniel L. Flamm
476 Green View Drive
Walnut Creek CA 94596

The above referenced documents were additionally served by FedEx® mail
delivery service to the following address known as likely to effect service:

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Chicago, IL 60611

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