

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC. and FITBIT, INC.,
Petitioner

v.

VALENCELL, INC.
Patent Owner

Case No.: IPR2017-00319
Patent No. 8,923,941

**PETITIONER'S UNOPPOSED MOTION FOR ADMISSION
PRO HAC VICE OF SAM STAKE UNDER 37 C.F.R. § 42.10(c)**

Petitioner Fitbit, Inc. respectfully requests the Board recognize Sam Stake as counsel *pro hac vice* during this proceeding.

I. Background

This Motion for Admission is being filed in compliance with and pursuant to the “Order-Authorizing Motion for Pro Hac Vice Admission” in Case No. IPR2013-00639 (MPT) (the “Order”) and the Board’s authorization provided in the Notice of Filing Date Accorded to Petition etc. (Paper No. 3). Patent Owner does not oppose this request.

II. Statement of Facts Showing Good Cause

Petitioner has been authorized to file motions seeking admission *pro hac vice* under 37 C.F.R. § 42.10(c). Paper No. 3. Petitioner’s lead counsel is a registered practitioner:

Lead Counsel: James M. Glass, Reg. No. 46,729

As demonstrated below and in the accompanying declaration (Ex. 1073), there is good cause for the Board to recognize Mr. Stake *pro hac vice*. Mr. Stake is an experienced litigation attorney and has been involved in numerous litigations involving patent infringement in district court and the Federal Circuit. Mr. Stake’s biography is attached hereto as Exhibit 1074.

Furthermore, Mr. Stake has established familiarity with the subject matter at issue in this proceeding, including U.S. Patent No. 8,923,941 and the petition filed

in this proceeding, all exhibits accompanying the petition, and all other documents filed in this action.

Therefore, Petitioner respectfully submits that there is good cause for the Board to recognize Mr. Stake as counsel *pro hac vice* during this proceeding.

III. Declaration of Individual Seeking to Appear

This Motion for Admission *Pro Hac Vice* is accompanied by a Declaration of Sam Stake attached hereto as Exhibit 1073, as required by the Order.

Date: September 3, 2020

Respectfully submitted,

/s/ James M. Glass

James M. Glass (Reg. No. 46,729)

Attorney Lead Counsel

QUINN EMANUEL URQUHART,
& SULLIVAN, LLP

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing

PETITIONER'S UNOPPOSED MOTION FOR ADMISSION

PRO HAC VICE OF SAM STAKE UNDER 37 C.F.R. § 42.10(c) was served on

September 3, 2020 via email directed to counsel of record for the Patent Owner at

the following:

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Dated: September 3, 2020

/James M. Glass/

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