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UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE INC.  
Petitioner,

v.

ANDREA ELECTRONICS CORPORATION  
Patent Owner.

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Case No. IPR2017-00626  
U.S. Patent 6,363,345

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**PATENT OWNER'S MOTION FOR *PRO HAC VICE* ADMISSION OF  
BRADLEY T. LENNIE, ESQ. UNDER 37 C.F.R. § 42.10**

**PATENT OWNER'S UPDATED TABLE OF EXHIBITS**

**Previously Filed**

<b>Exhibit No.</b>	<b>Exhibit Description</b>
2001	<i>Reserved</i>
2002	Declaration of Scott Douglas, Ph.D.
2003	Notice of Initial Determination on Violation of Section 337 from Inv. No. 337-TA-1026
2004	<i>Reserved</i>
2005	Bertrand Hochwald Deposition Transcript

**New**

<b>Exhibit No.</b>	<b>Exhibit Description</b>
2006	Affidavit of Bradley T. Lennie, Esq.

Pursuant to 37 C.F.R. § 42.10 and the Board's authorization in the Notice of Filing Date Accorded mailed January 31, 2017 (Paper No. 5), Andrea Electronics Corporation ("Patent Owner") respectfully requests that the Board recognize Mr. Bradley T. Lennie, Esq., as counsel *pro hac vice* during this proceeding.

## **I. STATEMENT OF FACTS**

The following statement of facts, supported by the Affidavit of Bradley T. Lennie, Esq. (Ex. 2006), demonstrates that there is good cause for the Board to recognize Mr. Lennie *pro hac vice*.

As evidenced by the Power of Attorney submitted herewith, Patent Owner desires to have Mr. Lennie assist in its representation in this proceeding. Patent Owner's lead counsel, William D. Belanger, is a registered practitioner (Reg. No. 40,509) and is a partner at the law firm of Pepper Hamilton LLP. Mr. Lennie is also a partner at Pepper Hamilton LLP and is an experienced intellectual property litigation attorney. Ex. 2006 at ¶8. In connection with this proceeding, Mr. Lennie is familiar with the technology described in U.S. Patent No. 6,363,345 ("the '345 Patent") due to his involvement on behalf of Patent Owner in the pending investigation before the United States International Trade Commission (*In re Certain Audio Processing Hardware, Software, and Products Containing the Same*, Inv. No. 337-TA-1026) and in the two pending district court proceedings, each of which involve the '345 Patent. *Id.* Based on his previous experience and

his study of the particulars of the subject matter raised in the Petition, Mr. Lennie has acquired a substantial understanding of the underlying legal and technological issues in the these proceedings. *See id.*

Mr. Lennie has been involved in numerous patent litigations in the federal courts and is a member of the bar of the District of Columbia and Maryland, various United States District Courts, the United States Court of Federal Claims, and the United States Court of Appeals for the Federal Circuit. *Id.* at ¶¶1, 8. Mr. Lennie is a member in good standing in all jurisdictions where he has been admitted to practice. *Id.* at ¶1. Mr. Lennie has neither been suspended nor disbarred from practice before any court or administrative body, nor had an application denied for admission before any court or administrative body. *Id.* at ¶¶2, 3. Mr. Lennie has never had any sanctions or contempt citations imposed by any court or administrative body. *Id.* at ¶4.

Mr. Lennie has read and agrees to 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. *Id.* at ¶5. Mr. Lennie understands that he is subject to the USPTO Rules of Professional Conduct 37 C.F.R. §§ 11.101 *et seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and affirms that he is subject to the same. *Id.* at ¶6.

Mr. Lennie is currently seeking *pro hac vice* admission in the co-pending proceedings between the same parties to this proceeding, assigned case numbers

IPR2017- 00627, IPR2017-00628, and IPR2017-00732. *Id.* at ¶7. In addition, Mr. Lennie has previously applied to appear *pro hac vice* before the Office in various *inter partes* and *ex parte* reexaminations and *inter partes* reviews and was granted permission to appear in all instances. *Id.*

Finally, counsel for Petitioner has informed Patent Owner that it does not oppose Mr. Lennie appearing *pro hac vice* during this proceeding.

## II. CONCLUSION

The facts outlined above and contained in the Affidavit of Bradley T. Lennie, Esq. (Ex. 2006) establish that there is good cause to recognize Mr. Lennie to act as counsel *pro hac vice* on behalf of Patent Owner in this proceeding.

Dated: November 20, 2017

Respectfully submitted,  
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