

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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TWITTER, INC.,  
Petitioner,

v.

YOUTOO TECHNOLOGIES, LLC,  
Patent Owner.

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Case IPR2017-01131  
Patent 8,464,304

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**TWITTER, INC.'S UNOPPOSED MOTION FOR ADMISSION *PRO HAC VICE* OF ROBERT T. CRUZEN PURSUANT TO 37 C.F.R. § 42.10(c)**

LIST OF PREVIOUSLY FILED EXHIBITS

**Exhibits 1001-1019:** Filed and served March 24, 2017 with Twitter's Petition for *Inter Parties* Review of U.S. Patent No. 8,464,304.

LIST OF NEWLY-FILED EXHIBITS

Exhibit concurrently filed with Twitter's Unopposed Motion for Admission *Pro Hac Vice* of Robert T. Cruzen:

No.	Description
1020	Declaration of Robert T. Cruzen

## I. INTRODUCTION

Petitioner, Twitter, Inc. (“Twitter”) respectfully requests that the Board recognize Robert T. Cruzen as *pro hac vice* counsel for this proceeding. Patent Owner has indicated that it does not oppose.

## II. BACKGROUND

Twitter’s Unopposed Motion for *Pro Hac Vice* Admission is being filed pursuant to and in compliance with the Notice of Filing Date Accorded to Petition and Time Period for Filing Patent Owner Preliminary Response, which was filed April 5, 2017 (Paper No. 3) (the “Notice”). The Notice authorizes the parties to file motions for *pro hac vice* admission under 37 C.F.R. § 42.10(c). Further to the Notice, such “motions shall be filed in accordance with the ‘Order – Authorizing Motion for *Pro Hac Vice* Admission’ in Case IPR2013-00639, Paper 7” (the “Order”).

## III. TIME OF FILING

This Unopposed Motion for *Pro Hac Vice* admission is being filed in accordance with the Notice Authorizing the Filing of a Motion for *Pro Hac Vice* admission, and is filed greater than 21 days after that Notice.

## IV. STATEMENT OF FACTS

As required by the Order, the following statement of facts, supported by the attached Declaration of Robert T. Cruzen in Support of Motion for *Pro Hac Vice* Admission (Ex. 1020), shows that there is good cause for the Patent Trial and Appeal

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Board (“Board”) to recognize Mr. Cruzen’s *pro hac vice* in this proceeding. As required by 37 C.F.R. § 42.10(c), lead counsel, Todd Siegel, is a registered practitioner experienced in proceedings before the USPTO.

Mr. Cruzen is an experienced litigation attorney. Mr. Cruzen has been litigating intellectual property disputes for more than 18 years, and has been involved in numerous patent litigation cases in federal courts. Mr. Cruzen’s experience includes representing a wide range of clients in complex intellectual property litigation. Mr. Cruzen is a member in good standing of the Oregon State Bar and the California State Bar, with no suspensions or disbarments from practice, nor any application for admission to practice denied, nor any sanctions or contempt citations, and is admitted to practice in the United States Court of Appeals for the Federal Circuit. His mailing address is Klarquist Sparkman, LLP, 121 SW Salmon Street, Suite 1600, Portland, Oregon, 97204, his email address is [rob.cruzen@klarquist.com](mailto:rob.cruzen@klarquist.com), and his phone number is (503) 595-5300.

Mr. Cruzen has worked with lead counsel in most aspects of this proceeding. As such, Mr. Cruzen has reviewed and is very familiar with (i) U.S. Patent No. 8,464,304, the patent at issue in this proceeding, (ii) the prior art relied upon in Twitter’s Petition, (iii) the legal and factual arguments that have been addressed by Twitter, and (iv) the developments in this proceeding since the filing of Twitter’s Petition, as well as the developments in related matters before the Board.

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Accordingly, he has established familiarity with the subject matter at issue in these proceedings and the conduct of these proceedings to date.

Mr. Cruzen has read and will comply with the Office Patent Trial Practice Guide and the Board's Rules for Practice for Trials set forth in part 42 of 37 C.F.R., and he agrees to be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§11.01 *et seq.*, and to disciplinary jurisdiction under 37 C.F.R. §11.19(a).

Twitter's Motion for *Pro Hac Vice* Admission is accompanied by a Declaration of Robert T. Cruzen (Ex. 1020) as required by the Order.

## V. ANALYSIS

The facts described above and in the Cruzen Declaration (Ex. 1020) establish that there is good cause to admit Mr. Cruzen *pro hac vice* in this proceeding under 37 C.F.R. § 42.10(c). Lead counsel is a registered practitioner, Mr. Cruzen is an experienced litigating attorney, and Mr. Cruzen has an established familiarity with the subject matter at issue in these proceedings.

## VI. CONCLUSION

Therefore, Twitter respectfully submits that there is good cause for the Board to recognize Mr. Cruzen as *Pro Hac Vice* during these proceedings.

Respectfully submitted,

Dated: October 18, 2017

By: /Todd M. Siegel/  
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