

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FACEBOOK, INC., WHATSAPP INC.
Petitioners

v.

UNILOC USA, INC., UNILOC LUXEMBOURG, S.A.
Patent Owner

Case IPR2017-01668
U.S. Patent No. 8,724,622

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

Petitioners Facebook, Inc. and WhatsApp Inc. respectfully request that the Board recognize Mark R. Weinstein, Esq., as counsel *pro hac vice* during this proceeding.

I. BACKGROUND

Petitioner's Motion for *Pro Hac Vice* 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 pursuant to the Board's advanced authorization expressed in the Board's Notice of Filing Date Accorded and Time for Filing Patent Owner's Preliminary Response dated July 24, 2017 (Paper No. 5). Additionally, Patent Owners' counsel does not oppose this motion.

II. STATEMENT OF FACTS

As required by the Order, the following statement of facts shows that there is good cause for the Board to recognize Mr. Weinstein *pro hac vice*.

Mr. Weinstein is an experienced litigation attorney and has been involved in numerous complex litigations in state and federal courts. Mr. Weinstein's biography is attached hereto as Exhibit 1122 to this Motion.

Mr. Weinstein has reviewed U.S. Patent No. 8,724,622, and the petition already filed in this proceeding. Further, Mr. Weinstein is familiar with, and counsel of record for Petitioners and actively involved in, the pending litigation

between the parties pending before the U.S. District Court for the Eastern District of Texas entitled Uniloc USA, Inc., Uniloc Luxembourg, S.A. v. Facebook, Inc., Case No. 6:16-cv-00223-JRG (E.D. Tex. filed March 18, 2016), and Uniloc USA, Inc., Uniloc Luxembourg, S.A. v. WhatsApp, Inc., Case No. 6:16-cv-00225-JRG (E.D. Tex. filed March 18, 2016); and, as such, is familiar with the subject matter at issue in this proceeding. Additionally, Petitioners seek to have its counsel in the related District Court cases involved in the related IPR proceedings.

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

III. DECLARATION OF INDIVIDUAL SEEKING TO APPEAR

Petitioners' Motion for *Pro Hac Vice* Admission is accompanied by a Declaration of Mark R. Weinstein attached hereto as Exhibit 1123 as required by the Order.

Dated: April 20, 2018

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify, pursuant to 37 C.F.R. Section 42.6, that a complete copy of the attached **PETITIONERS' MOTION FOR PRO HAC VICE ADMISSION (Mark R. Weinstein)** and related documents, are being served via electronic mail on the 20th day of April, 2018, upon counsel of record as follows:

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DATED: April 20, 2018

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