

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO, LTD.,
Petitioner

v.

JAMES B. GOODMAN,
Patent Owner.

Case IPR2017-02021
U.S. Patent No. 6,243,315

**PETITIONER'S MOTION FOR *PRO HAC VICE* ADMISSION
PURSUANT TO 37 C.F.R. § 42.10(C)**

I. INTRODUCTION

Pursuant to 37 C.F.R. § 42.10(c), Petitioner Samsung Electronics America, Inc. (“Petitioner” or “SEA”) respectfully requests that the Board recognize Anthony G. Beasley as counsel *pro hac vice* in this proceeding. Petitioner’s lead counsel in this proceeding is a registered practitioner and, as illustrated below, Mr. Beasley is an experienced litigator with an established familiarity with this proceeding’s subject matter. Thus, there is good cause for the Board to recognize Mr. Beasley *pro hac vice* in this proceeding. 37 C.F.R. § 42.10(c).

II. TIME FOR FILING

This Motion for *Pro Hac Vice* Admission is being filed no sooner than twenty one (21) days after service of the petition (*Unified Patents, Inc. v. Parallel Iron, LLC*, Case IPR 2013-00639, Paper No. 7 (PTAB Oct. 15, 2013).)

III. STATEMENT OF FACTS

This Motion is authorized by the Notice of Filing Date Accorded to Petition and Time for Filing Patent Owner Preliminary Response that was mailed on September 13, 2017 (Paper No. 3). Petitioner’s lead and back-up counsel are registered petitioners.

Where lead counsel is a registered practitioner, the Board may permit a non-registered practitioner to appear *pro hac vice* “upon a showing that counsel is an experienced litigating attorney and has established familiarity with the subject

matter at issue in the proceeding.” 37 C.F.R. §42.10(c); *Unified Patents*, Case IPR2013-00639 (Paper 7) (setting forth requirements for *pro hac vice* admission). As set forth in his Declaration submitted herewith (Ex. Samsung 1013), Mr. Beasley is an experienced litigator. He is a Counsel with O'Melveny & Myers LLP with over nine years' experience representing clients in patent and technology related litigation including matters involving similar technology to that at issue in this proceeding. Mr. Beasley has argued complex claim construction and invalidity issues at the district court level.

Mr. Beasley is also familiar with the subject matter of this proceeding. He is lead counsel for Petitioner in the underlying district court litigation on the patent at issue in this *Inter Partes* Review proceeding, U.S. Patent No. 6,243,315 (“’315 Patent”). As such, he has reviewed and analyzed the ’315 Patent, its file history, previous proceedings involving the same patent, filings from other district court litigations involving the same patent, and the prior art being asserted in this proceeding. He has also advised Petitioner regarding claim construction positions for both the district court litigation and this proceeding. Mr. Beasley has also been involved in preparing the petition for *Inter Partes* Review submitted in this proceeding, including working with Dr. Wolfe, the petitioner's expert declarant.

Based on his work in the underlying litigation, involvement with the petition in this proceeding, and the other facts detailed in his declaration, Mr. Beasley has

significant familiarity with the subject matter in this proceeding. Petitioner wishes to apply Mr. Beasley's knowledge of the patent and litigation experience by employing him as counsel in this proceeding. Admission of Mr. Beasley *pro hac vice* will enable Petitioner to avoid unnecessary expense and duplication of work in this proceeding and between it and the co-pending litigation. Because Mr. Beasley is an experienced practitioner with an established familiarity with the subject matter of this proceeding, Petitioner respectfully submits that there is good cause under 37 C.F.R. § 42.10(c) to recognize Mr. Beasley as counsel *pro hac vice* during this proceeding.

IV. DECLARATION OF INDIVIDUAL SEEKING TO APPEAR

This Motion for *pro hac vice* admission is supported by the accompanying Declaration of Anthony G. Beasley (Ex. Samsung 1013), as required by *Unified Patents*, Case IPR2013-00639, Paper 7.

Respectfully submitted,

Date: September 21, 2017

/s/ Xin-Yi Zhou
Xin-Yi Zhou (Reg. No. 63,366)
O'Melveny & Myers LLP

PETITIONER'S UPDATED LIST OF EXHIBITS

Exhibit No.	Description
Samsung 1001	U.S. Patent No. 6,243,315 (“the ’315 Patent”)
Samsung 1002	Declaration of Dr. Andrew Wolfe in Support of Samsung Electronics America, Inc.’s Petition for <i>Inter Partes</i> Review of U.S. Patent No. 6,243,315
Samsung 1003	Curriculum Vitae of Dr. Andrew Wolfe
Samsung 1004	U.S. Patent No. 6,327,664 (“Dell”)
Samsung 1005	U.S. Patent No. 5,590,082 (“Abe”)
Samsung 1006	JESD21-C: JEDEC Configurations for Solid State Memories, Release 7 (“JESD21-C”)
Samsung 1007	Declaration of John R. Kelly Regarding Records of JEDEC
Samsung 1008	U.S. Patent No. 6,172,928 (“Ooishi”)
Samsung 1009	U.S. Patent No. 6,144,219 (“Palaniswami”)
Samsung 1010	Micron MT48LC4M4R1(S) Functional Specification
Samsung 1011	Micron MT48LC4M4A1/A2 S Datasheet
Samsung 1012	U.S. Patent No. 4,005,394 (“Fosler”)
Samsung 1013	Declaration of Anthony G. Beasley in Support of Petitioner’s Motion for <i>Pro Hac Vice</i> Admission

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