

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTEL CORP., CAVIUM LLC, and DELL INC.,
Petitioners,

v.

ALACRITECH, INC.,
Patent Owner.

Case No. IPR2018-00234¹
Patent 8,805,948 B2

DECLARATION OF BRADY COX
IN SUPPORT OF MOTION FOR ADMISSION *PRO HAC VICE*

¹ Cavium LLC (formerly Cavium, Inc.), which filed a Petition in Case IPR2018-00403, and Dell Inc. which filed a Petition in Case IPR2018-01307, have

I, Brady Cox, hereby declare under penalty of perjury:

1. I am an attorney with the law firm of Alston & Bird LLP and practice in its IP Litigation group. I have been a practicing attorney since 2010, primarily in the area of patent litigation.

2. I hold a B.S. degree in physics from Brigham Young University and a J.D. Degree from the University of Virginia School of Law.

3. I am a member in good standing of the Bar of the State of Texas.

4. I have never been suspended or disbarred from practice before any court or administrative body.

5. I have never been denied admission to practice before any court or administrative body.

6. I have never been subject to sanctions or contempt citations imposed by any court or administrative body.

7. I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials, as set forth in title 37, part 42 of the Code of Federal Regulations (C.F.R.).

8. I agree to be subject to the United States Patent and Trademark Office Rules of Professional Responsibility set forth in parts 10 and 11 of 37 C.F.R. and to disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

9. I have appeared *pro hac vice* in one other proceeding before the

United States Patent and Trademark Office in the past three (3) years, in:

- *Itron, Inc. v. Smart Meter Technologies, Inc.* IPR2017-01199
(directed to U.S. Patent No. 7,058,524)

10. I am simultaneously submitting a motion for *pro hac vice* admission in the following IPR which is related to challenges of another patent owned by Alacritech, IPR2018-00226 (directed to U.S. Patent No. 7,124,205 B2).

11. I am an experienced litigating attorney and have specific experience in patent law and patent law litigation. I have represented clients in numerous patent infringement lawsuits across the country involving patents in a variety of technical areas, including computer networking, mechanical engineering, electrical engineering, telecommunications, and computer science.

12. I have an established familiarity with the subject matter at issue in this proceeding. In addition to my general familiarity with the technologies identified in the challenged patent, I represented Dell in district court litigation involving the challenged patent and its family members, where I reviewed the challenged patents and their file histories, prepared invalidity contentions, corresponded with subject matter experts, and participated in depositions with the challenged patents' listed inventors. I have reviewed each of the challenged patents, the Petitions, and the accompanying exhibits, as well as the challenged patents' prosecution history. I am also knowledgeable about the prior art related to the challenged patents, as addressed in the Petitions. As a result of my involvement in the district court

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litigation, as well as my investigation of the challenged patent, its prosecution history, and the prior art, I have acquired substantial understanding of the technology at issue in this IPR. I have also reviewed all of the publicly available briefs and other filings associated with this IPR.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that all statements made herein of my own knowledge are true and that all opinions expressed herein are my own; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

/Brady Cox/
Brady Cox

February 27, 2019
Date