

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.

COREPHOTONICS LTD.  
Patent Owner.

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Case IPR2018-01133  
U.S. Patent 9,538,152 B2

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**COREPHOTONICS LTD.'S MOTION FOR THE *PRO HAC VICE* ADMISSION  
OF MARC A. FENSTER AND BAHRAD A. SOKHANSANJ**

Patent Owner, Corephotonics, Ltd., hereby requests that the Board recognize Marc A. Fenster and Bahrad A. Sokhansanj as counsel *pro hac vice* for this proceeding under 37 C.F.R. § 42.10(c). Counsel for Apple has indicated that Apple does not oppose this motion.

## **I. STATEMENT OF FACTS**

As required by § 42.10(c), the following statement of facts demonstrates that there is good cause for the Board to recognize Messrs. Fenster and Sokhansanj *pro hac vice*.

Messrs. Fenster and Sokhansanj are both experienced patent litigation attorneys. Mr. Fenster has practiced patent litigation since 1995, and Mr. Sokhansanj since 2012. Mr. Fenster is a partner at Russ August & Kabat and co-chair of the Litigation Department and head of the Intellectual Property Department. Both have experience litigating numerous patent infringement litigation matters before U.S. district courts. U.S. Patent No. 9,538,152 B2 is currently asserted by Patent Owner in pending litigation, (Corephotonics, Ltd. v. Apple, Inc., consolidated Case Nos. 17-cv-0647 and 18-2555). Messrs. Fenster and Sokhansanj are the principal attorneys responsible for the representation of Patent Owner in those co-pending litigations. Through their roles as principal attorneys in the co-pending litigations, both attorneys have an established familiarity with the subject matter at issue in this IPR proceeding. Both are heavily involved with issues such as claim construction

and Patent Owner's responses to Petitioner's invalidity defenses in that litigation, many of which overlap with the grounds presented in this IPR proceeding. Patent Owner has expended significant resources in the co-pending litigation with Messrs. Fenster and Sokhansanj as counsel, and it wishes to continue using them as counsel in this IPR proceeding.

Patent Owner has executed a Power of Attorney authorizing Messrs. Fenster and Sokhansanj to serve as backup counsel in this IPR proceeding. (Paper 7.)

## II. DECLARATION OF INDIVIDUALS SEEKING TO APPEAR

This Motion for Pro Hac Vice admission is accompanied by declarations of Mr. Fenster (Ex. 2001) and Mr. Sokhansanj (Ex. 2002), attesting to the facts required by the Board in *Unified Patents, Inc. v. Parallel Iron, LLC*, No. IPR2013-00639 (P.T.A.B. Oct. 15, 2013) (Paper 7).

Respectfully submitted,

Dated: January 17, 2019

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**CERTIFICATE OF SERVICE (37 C.F.R. § 42.6(e)(1))**

The undersigned hereby certifies that the above document was served on January 17, 2019, by filing this document through the Patent Review Processing System as well as delivering a copy via electronic mail upon the following attorneys of record for the Petitioner:

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