

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE LLC,
Petitioner

v.

CYWEE GROUP LTD.
Patent Owner

Case IPR2018-01258 (Patent No. 8,441,438)
Case IPR2018-01257 (Patent No. 8,552,978)

**DECLARATION OF MICHAEL W. SHORE
IN SUPPORT OF MOTION FOR ADMISSION *PRO HAC VICE***

I, Michael W. Shore, declare as follows:

1. I am more than twenty-one years of age, competent to present this affidavit, and have personal knowledge of the facts set forth herein.
2. I am a partner at the law firm of Shore Chan DePumpo LLP.
3. I have been litigating patent cases for twenty years.
4. My experience in patent litigation matters includes being lead counsel in multiple trials, arguing multiple *Markman* hearings, and many other patent-related hearings concerning various issues, such as validity and infringement.
5. I am a member in good standing of the Bar of Texas (admitted 1990), as well as the following Federal Courts: U.S. District Court for the Eastern District of Texas, U.S. District Court for the Northern District of Texas, U.S. District Court for the Southern District of Texas, U.S. District Court for the Western District of Texas, U.S. District Court for New Mexico, Fifth Circuit Court of Appeals, United States Court of Appeals for the Federal Circuit, U.S. District Court for the Eastern District of Arkansas, U.S. District Court for the Western District of Arkansas, U.S. District Court for the Central District of California, U.S. District Court for the Southern District of California, U.S. District Court for the Northern District of California, U.S. District Court for the District of Delaware, U.S. District Court for the Northern District of Florida, U.S. District Court for the District of Massachusetts, U.S. District Court for the

Southern District of New York and U.S. District Court for the Northern District of New York.

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

7. No court or administrative body has ever denied my application for admission to practice before it.

8. No court or administrative body has imposed sanctions or contempt citations related to my conduct in my 26-year legal career other than one instance where I was instructed not to send opposing counsel emails for a limited period during a hotly contested trial due to the Court's belief that prior emails were not professional in tone. I do not believe this instruction qualifies as a "sanction" but include this disclosure nonetheless. If this incident is of concern to the Board, I am willing to provide a copy of the emails and the transcript of the Court's instruction during trial.

9. I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in in 37 C.F.R. § 42.

10. I understand that I will be subject to the USPTO Code of Professional Responsibility set forth in 37 C.F.R. §§ 10.20 et seq. and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

11. I have previously been granted admission *pro hac vice* in *Mylan*

Pharmaceuticals Inc. v. St. Regis Mohawk Tribe et al., IPR2016-01127, IPR2016-01128, IPR2016-01129, IPR2016-01130, IPR2016-01131, and IPR2016-01132. I have not applied to appear *pro hac vice* before the Office in any other proceeding in the last three (3) years.

12. I currently represent Patent Owner, CyWee Group Ltd. in several district court proceedings as lead counsel, including: *CyWee Group, Ltd. v. Google LLC*, 1:18-cv-00571-RGA (D. Del.); *CyWee Group, Ltd. v. HTC Corporation and HTC America, Inc.*, 2:17-cv-00932-JLR (W.D. Wash.); *CyWee Group Ltd. v. LG Electronics, Inc., et al.*, No. 3:17-cv-01102 (S.D. Cal); *CyWee Group, Ltd. v. Huawei Device Co., Ltd., Huawei Device (Dongguan) Co., Ltd. and Huawei Device USA, Inc.*, 2:17-cv-00495-WCB-RSP (E.D. Tex.); *CyWee Group, Ltd. v. ZTE (USA), Inc.*, 3:17-cv-02130-BEN-RBB (S.D. Cal.); *CyWee Group, Ltd. v. Motorola Mobility LLC*, 1:17-cv-00780-RGA (D. Del.); and *CyWee Group, Ltd. v. Samsung Electronics Co. Ltd. and Samsung Electronics America, Inc.*, 2:17-cv-00140-WCB-RSP (E.D. Tex.).

13. I am familiar with the subject matter of U.S. Patent Nos. 8,441,438 and 8,552,978, including their prosecution histories, as well as alleged prior art and arguments that have been asserted by Petitioner.

14. I hereby declare that all statements made herein of my own knowledge are true and further that all statements herein are made with

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.

Dated: June 25, 2019

Respectfully submitted,

/s/ Michael W. Shore

Michael W. Shore