

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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MICROSOFT CORPORATION,  
Petitioner,

v.

DIRECTSTREAM, LLC,  
Patent Owner.

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Case IPR2018-01594 (Patent 6,434,687 B1)  
Case IPR2018-01599 (Patent 6,076,152)  
Case IPR2018-01600 (Patent 6,247,110 B1)  
Case IPR2018-01601 (Patent 7,225,324 B2)<sup>1</sup>  
Case IPR2018-01604 (Patent 7,421,524 B2)  
Case IPR2018-01605 (Patent 7,620,800 B2)<sup>2,3</sup>

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Before KALYAN K. DESHPANDE, JUSTIN T. ARBES, and  
CHRISTAP. ZADO, *Administrative Patent Judges*.

DESHPANDE, *Administrative Patent Judge*.

DECISION  
*Motions for Pro Hac Vice Admission of  
Rajkumar Vinnakota  
37 C.F.R. § 42.10*

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<sup>1</sup> IPR2018-01602 and IPR2018-01603 have been consolidated with IPR2018-01601.

<sup>2</sup> IPR2018-01606 and IPR2018-01607 have been consolidated with IPR2018-01605.

<sup>3</sup> This Decision addresses an issue pertaining to all ten cases. Therefore, we exercise our discretion to issue a single Decision to be filed in each case. The parties are not authorized to use this style heading for any subsequent papers.

IPR2018-01594 (Patent 6,434,687 B1)  
IPR2018-01599 (Patent 6,076,152)  
IPR2018-01600 (Patent 6,247,110 B2)  
IPR2018-01601 (Patent 7,225,324 B2)  
IPR2018-01604 (Patent 7,421,524 B2)  
IPR2018-01605 (Patent 7,620,800 B2)

Patent Owner filed a motion for *Pro Hac Vice* Admission of Rajkumar Vinnakota (Paper 29, “Motions”)<sup>4</sup> as well as a supporting declaration from Mr. Vinnakota (Ex. 2045, “Declarations”) in each of the above-identified proceedings.<sup>5,6</sup> Petitioner informed the Board via email that it does not oppose Patent Owner’s Motions.

In accordance with 37 C.F.R. § 42.10(c), we may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause. In authorizing a motion for *pro hac vice* admission, the Board requires the moving party to provide a statement of facts showing there is good cause for the Board to recognize counsel *pro hac vice*, and an affidavit or declaration of the individual seeking to appear in the proceeding. See Paper 3, 2 (citing *Unified Patents, Inc. v. Parallel Iron, LLC*, Case IPR2013-00639 (PTAB Oct. 15, 2013) (Paper 7) (representative “Order – Authorizing Motion for *Pro Hac Vice* Admission”)).

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<sup>4</sup> Our citations are to IPR2018-01594. Similar documents were filed in IPR2018-01599, IPR2018-01600, IPR2018-01601, IPR2016-01604, and IPR2018-01605.

<sup>5</sup> The Declarations contain a typographical error in Paragraph 6, incorrectly listing Patent 7,762,800 as the patent at issue, instead of Patent 7,620,800. We deem this to be harmless error, as the correct patent number (7,620,800) is listed on the cover sheet of the Declarations in the respective proceedings. See, e.g., IPR2018-01605, Ex. 2060 ¶ 6.

<sup>6</sup> Patent Owner inadvertently filed the Motions for the *Pro Hac Vice* Admission of Rajkumar Vinnakota as Exhibits. See, e.g., IPR2018-01594, Ex. 2044. Patent Owner subsequently filed the Motions as papers. See Paper 29. Accordingly, Patent Owner’s Motions filed as Exhibits will be expunged.

IPR2018-01594 (Patent 6,434,687 B1)  
IPR2018-01599 (Patent 6,076,152)  
IPR2018-01600 (Patent 6,247,110 B2)  
IPR2018-01601 (Patent 7,225,324 B2)  
IPR2018-01604 (Patent 7,421,524 B2)  
IPR2018-01605 (Patent 7,620,800 B2)

Having reviewed the Motions and supporting Declarations, good cause exists for granting admission *pro hac vice* to Mr. Vinnakota in the above proceedings.

Accordingly, it is:

ORDERED that Patent Owner's Motions seeking admission *Pro Hac Vice* for Rajkumar Vinnakota are GRANTED;

FURTHER ORDERED that Patent Owner shall submit, within ten (10) business days of the date of this Decision, a Power of Attorney for Mr. Vinnakota in each of the above proceedings accordance with 37 C.F.R. § 42.10(b);

FURTHER ORDERED that Patent Owner shall submit an updated mandatory notice identifying Mr. Vinnakota as back-up counsel in each of the above proceedings, in accordance with 37 C.F.R. § 42.8(b)(3);

FURTHER ORDERED that Mr. Vinnakota is to comply with the Board's Rules of Practice for Trials set forth in Part 42 of Title 37, Code of Federal Regulations and the Office Patent Trial Practice Guide including the August 2018 update;

FURTHER ORDERED that Mr. Vinnakota is subject to the USPTO's Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.* and to the USPTO's disciplinary jurisdiction under 37 C.F.R. § 11.19(a);

FURTHER ORDERED that Patent Owner shall continue to have a registered practitioner represent it as lead counsel in the above proceedings; and Mr. Vinnakota is authorized to represent Patent Owner as back-up counsel only in the proceedings; and

IPR2018-01594 (Patent 6,434,687 B1)

IPR2018-01599 (Patent 6,076,152)

IPR2018-01600 (Patent 6,247,110 B2)

IPR2018-01601 (Patent 7,225,324 B2)

IPR2018-01604 (Patent 7,421,524 B2)

IPR2018-01605 (Patent 7,620,800 B2)

FURTHER ORDERED that Exhibit 2044 of IPR2018-01594, Exhibit 2057 of IPR2018-01599, Exhibit 2057 of IPR2018-01600, Exhibit 2060 of IPR2018-01601, Exhibit 2055 of IPR2018-01604, and Exhibit 2059 of IPR2018-01605 are expunged.

IPR2018-01594 (Patent 6,434,687 B1)

IPR2018-01599 (Patent 6,076,152)

IPR2018-01600 (Patent 6,247,110 B2)

IPR2018-01601 (Patent 7,225,324 B2)

IPR2018-01604 (Patent 7,421,524 B2)

IPR2018-01605 (Patent 7,620,800 B2)

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