

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GoPro, Inc., Garmin Int'l, Inc. and Garmin USA, Inc.,

Petitioners

v.

Cellspin Soft, Inc.,

Patent Owner

CASE: IPR2019-01107
Patent No. 9,258,698

**DECLARATION OF KARINEH KHACHATOURIAN IN SUPPORT OF
PETITIONER'S UNOPPOSED MOTION FOR *PRO HAC VICE*
ADMISSION**

Declaration of Karineh Khachatourian ISO Motion for *Pro Hac Vice* Admission

I, Karineh Khachatourian, declare the following:

1. I am a partner in the law firm of Rimon P.C., working as the managing partner of the firm's office in Palo Alto, California.
2. I am a member in good standing of the California Bar.
3. My California Bar member number is 202634.
4. I have never been suspended or disbarred from practice before any court or administrative body.
5. I have never had a court or administrative body deny my application for admission to practice.
6. I have never had any court or administrative body impose sanctions or contempt citations against me.
7. Other than my co-pending application for *pro hac vice* admission in IPR Trial No. IPR2019-01107, I have applied to appear *pro hac vice* in the following Patent Trial and Appeal Board ("PTAB"), or United States Patent and Trademark Office ("USPTO"), proceedings in at least the last three years:
IPR2015-01078, IPR2015-01080, IPR2017-01070, IPR2017-01071, IPR2017-01391, IPR2017-01392, IPR2017-01393, IPR2017-01405, IPR2017-01406, IPR2017-01409, IPR2017-01410, and IPR2018-00401.

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8. 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 Part 42 of Title 37 of the C.F.R.

9. I agree to be subject to the United States Patent and Trademark Office Code of Professional Responsibility set forth in 37 C.F.R. §§ 10.20 *et seq.*, the Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.*, and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

10. I am an experienced litigation attorney, with over twenty years of experience in many patent infringement litigations in District Courts across the country, including experience with fact and expert document and deposition discovery, claim construction, Markman hearings, motion practice, and trials and hearings. I have represented Petitioner GoPro, Inc. ("GoPro" or "Petitioner") in patent litigation and IPR matters for approximately six years.

11. I have been lead counsel for Petitioner GoPro, Inc. in the ongoing litigation captioned *Cellspin Soft, Inc., v. GoPro Inc.*, Case No. 4:17-cv-05939 (N.D. Cal.) (filed Mar. 2, 2018) ("the co-pending litigation") since its inception and have been actively involved in all aspects of the co-pending litigation, which relates to and involves the same patent at issue in this proceeding. I am familiar with the subject matter of the claimed invention and was involved in a validity challenge at the district court level based on 35 U.S.C. § 101 ("Section 101"). I

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have also been involved in Cellspin's appeal of the district court order invalidating the patent at issue based on Section 101. Moreover, Petitioner has hired me to represent it in this Petition because of my litigation and PTAB experience. I also participated in the preparation of GoPro's Petition, and I am familiar with the prior art references based on that preparation.

12. Attached as Exhibit A is a true and correct copy of an email exchange I had with John Edmonds, counsel for Patent Owner, wherein he stated his client's position of opposition and then thereafter, non-opposition.

13. I hereby declare that all statements herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like are punishable by fine, imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

Dated: June 18, 2019

Respectfully Submitted,

/ Karineh Khachatourian /
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EXHIBIT A

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