

CASE IPR2019-01279
Patent No. 8,510,407

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LENOVO HOLDING COMPANY, INC.,
LENOVO (UNITED STATES) INC., and
MOTOROLA MOBILITY LLC,
Petitioners,

v.

DODOTS LICENSING SOLUTIONS LLC,
Patent Owner.

CASE IPR2019-01279
Patent No. 8,510,407

**PATENT OWNER'S MOTION FOR *PRO HAC VICE* ADMISSION OF
PERRY M. GOLDBERG UNDER 37 C.F.R. § 42.10(c)**

Under 37 CFR § 42.10(c) and in response to the authorization provided by the United States Patent and Trademark Office's Patent Trial and Appeal Board ("Board") in the Notice of Filing Date Accorded to Petition (Paper Number 3, entered July 11, 2019) ("Notice") and by email dated March 10, 2020, Patent Owner DoDots Licensing Solutions LLC ("DoDots") respectfully moves for Perry M. Goldberg to appear *pro hac vice* on its behalf, as back-up counsel, before the Board in IPR2019-01279. This motion follows the guidelines set forth in IPR2013-00639, Paper 7, entered October 15, 2013 ("Order").

I. Statement of Facts

Under the Order, the following statement of facts shows that good cause exists for the Board to recognize Mr. Goldberg *pro hac vice*.

Lead counsel for this proceeding, Lewis E. Hudnell, III, is a registered practitioner (Registration No. 51,185).

Mr. Goldberg is an experienced litigation attorney, and has been involved in numerous patent infringement cases in federal District Courts across the country. He has experience in various aspects of patent infringement matters including trials, Markman hearings, and summary judgment hearings. Mr. Goldberg is a member in good standing of the California Bar, and is admitted to practice before the United States Court of Appeals for the Federal Circuit, and the United States District Courts for the Northern and Central District of California. Mr. Goldberg

has not been suspended or disbarred from practice, never had any application for admission to practice denied, nor had any sanctions or contempt citations imposed against him.

Mr. Goldberg is lead counsel for DoDots in a co-pending litigation *DoDots Licensing Solutions LLC v. Lenovo Holding Company Inc.*, Case No. 1:18-cv-00098-MN, pending in the United States District Court for the District of Delaware. This litigation involves U.S. Patent No. 8,510,407 (“the ’407 Patent”), the same patent at issue in this proceeding, as well as two other patents in the same family as the ’407 Patent. In his role as lead litigation counsel in that case, Mr. Goldberg has reviewed and is familiar with the ’407 Patent and the related patents, and is familiar with the legal and factual issues in that case. He also has studied the Petition and the prior art references relied upon by the Petitioners. As such, Mr. Goldberg has established familiarity with the subject matter at issue in this proceeding.

Mr. Goldberg has read and will comply with the Office Patent Trial Practice Guide and the Board’s Rules of Practice for Trials set forth in part 42 of 37 C.F.R., and he agrees to be subject to the USPTO 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).

Mr. Goldberg is concurrently applying to appear *pro hac vice* in IPR2019-00988 and IPR2019-01278. Mr. Goldberg has not applied to appear *pro hac vice* before the Board in connection with any other proceedings.

DoDots has expended significant financial resources in the co-pending litigation with Mr. Goldberg as counsel, and DoDots wishes to continue using Mr. Goldberg in this proceeding.

As such, DoDots respectfully submits that there is good cause for the Board to recognize Mr. Goldberg as counsel *pro hac vice* during this proceeding.

II. **Affidavit or Declaration of Individual Seeking to Appear**

This Motion for *pro hac vice* admission is accompanied by a Declaration of Mr. Goldberg as required by the Order (Ex. 2001).

Respectfully submitted,

By: /s/ Lewis E. Hudnell, III
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CERTIFICATE OF SERVICE

I certify that the foregoing PATENT OWNER'S MOTION FOR *PRO HAC VICE* ADMISSION OF PERRY M. GOLDBERG UNDER 37 C.F.R. § 42.10(c) was served on March 10, 2020 on the Petitioners by filing this document through the Patent Review Processing System as well as e-mailing a copy to charanjit.brahma@troutman.com and dustin.weeks@troutman.com.

By: /s/ Lewis E. Hudnell, III
Lewis E. Hudnell, III
(Special Counsel to Progress LLP)

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