

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ADVANCED MICRO DEVICES, INC.

Petitioner

v.

AQUILA INNOVATIONS INC.

Patent Owner

Case IPR2019-01525
Patent 6,239,614 B1

**MOTION FOR *PRO HAC VICE* ADMISSION OF JOSHUA L. YOUNG
PURSUANT TO 37 C.F.R. § 42.10**

Pursuant to 37 C.F.R. § 42.10 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 No. 4, entered September 10, 2019) Patent Owner Aquila Innovations Inc. ("Patent Owner") submits this motion for Mr. Young to appear *pro hac vice*.

I. *Time for Filing*

Pursuant to the Notice of Filing Date Accorded to Petition (Paper No. 4, entered September 10, 2019), this motion for *pro hac vice* admission is being filed no sooner than twenty-one (21) days after service of the petition.

II. *Statement of Facts*

The following statement of facts, supported by the attached Declaration of Joshua L. Young, shows that there is good cause for the Board to recognize Mr. Young *pro hac vice*. Lead counsel for this proceeding, Jing H. Cherng, is a registered practitioner (Reg. No. 68,144). Mr. Young is an experienced litigation attorney, and has served as counsel in several patent infringement cases in various district courts. Mr. Young has not been suspended or disbarred from practice, and he has not had any application for admission to practice denied, or had any sanctions or contempt citations imposed against him. Mr. Young is an active member in good standing of the California Bar and is admitted to practice before the United States Courts of Appeals for the Federal Circuit and various United

States district courts. His mailing address is Freitas & Weinberg LLP, 303 Twin Dolphin, Suite 600, Redwood Shores, California 94065, his email address is jyoung@fawlaw.com, and his direct dial telephone number is (650) 730-5505.

Mr. Young is counsel for Patent Owner in *Aquila Innovations Inc. v. Advanced Micro Devices, Inc.*, No. 1:18-cv-0554-LY, co-pending litigation in the United States District Court for the Western District of Texas, Austin Division. That litigation involves U.S. Patent 6,239, 614 (“’614 patent”), the patent at issue in this proceeding. In his role as counsel in the co-pending litigation, Mr. Young has reviewed the ’614 patent, the asserted references, and the invalidity claim charts. Further, Mr. Young is familiar with the factual and legal matters at issue in that case, including the claim construction issues presented in the co-pending litigation. Mr. Young has also reviewed the papers and exhibits in this proceeding and is familiar with the factual and legal matters at issue before the Board. Mr. Young has thus established familiarity with the subject matter at issue in this proceeding.

Mr. Young has read and will comply with the Office Patent Trial Practice Guide and the Board’s Rules of Practice for Trials Before the Patent Trial and Appeal Board 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).

Patent Owner has expended significant resources in the co-pending litigation with Mr. Young as counsel, and Patent Owner wishes Mr. Young to represent it in this proceeding.

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

This motion for *pro hac vice* admission is accompanied by a Declaration of Mr. Young as required by the Order.

IV. *Conclusion*

The facts contained in the Statement of Facts above, and contained in the Declaration of Mr. Young, establish that there is good cause to admit Mr. Young *pro hac vice* in this proceeding under 37 C.F.R. § 42.10(c).

Date: October 19, 2020

/Jing H. Cherng/

Jing H. Cherng

Reg. No. 68,144

Counsel for Patent Owner

CERTIFICATE OF SERVICE

It is certified that a copy of the foregoing has been served on Petitioner via electronic mail transmission addressed to the person(s) at the address below:

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