

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

**BAYERISCHE MOTOREN WERKE AKTIENGESELLSCHAFT &  
BMW OF NORTH AMERICA, LLC,**  
Petitioners

v.

**PAICE LLC & THE ABELL FOUNDATION, INC.**  
Patent Owners

---

*Inter Partes* Review No.: IPR2020-01299  
U.S. Patent No. 8,630,761

---

**MOTION FOR *PRO HAC VICE* ADMISSION OF  
JACOB Z. ZAMBRZYCKI UNDER 37 C.F.R. § 42.10**

Petitioners respectfully request that the Board recognize Jacob Z. Zambrzycki as counsel *pro hac vice* for the above-captioned proceeding in accordance with 37 C.F.R. § 42.10(c). The lead counsel, Jeffrey D. Sanok, is a registered practitioner (Reg. No. 32,169).

Patent Owners have indicated that they do not oppose this motion.

### **I. Time for Filing**

This Motion for *Pro Hac Vice* Admission is being filed no sooner than twenty-one (21) days after service of the Petition, as required by the Order Authorizing Motion for *Pro Hac Vice* Admission referenced in the Notice of Filing Date entered on July 24, 2020.

### **II. Statement of Facts**

As required by the Order Authorizing Motion for *Pro Hac Vice* Admission, the following statement of facts demonstrates good cause for the Board to recognize Mr. Zambrzycki *pro hac vice*. Mr. Zambrzycki is an experienced litigation attorney and has been involved in numerous litigations involving patent infringement in U.S. District Courts across the country, the U.S. Court of Appeals for the Federal Circuit, and the International Trade Commission. Mr. Zambrzycki has been a litigation attorney for over 10 years, and has represented a wide range of clients in patent litigation matters.

Mr. Zambrzycki is extremely familiar with the subject matter at issue in this proceeding. For instance, Mr. Zambrzycki was involved in preparing the Petition in this proceeding, and in the related IPR2020-00994 (in which he has been granted permission to appear *pro hac vice*) and IPR2020-01386 (in which he is applying for *pro hac vice* admission concurrently with this application). Throughout this process, Mr. Zambrzycki has gained relevant technical knowledge and experience in the field of electric hybrid vehicles and the various prior art references cited in the Petition.

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

This Motion for *Pro Hac Vice* Admission is accompanied by the Declaration and biography of Jacob Zambrzycki (BMW1087) as required by the Order Authorizing Motion *for Pro Hac Vice* Admission. In this Declaration, Mr. Zambrzycki states compliance with the general requirements for *pro hac vice* admission, including that he is a member in good standing of the Bar of the State of New York, the Bar of the State of California, and the Bar of the State of North Carolina, and is admitted to practice before the U.S. Court of Appeals for the Federal Circuit, and the U.S. District Courts for the Southern District of New York, the Northern District of California, and the Central District of California. Mr. Zambrzycki also states that he has never been suspended, disbarred, sanctioned, or cited for contempt by any court or administrative body; he has never had a court or

administrative body deny his application for admission to practice; he 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 Title 37 of the Code of Federal Regulations; he agrees to be subject to the United States Patent and Trademark Office 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). In the past three (3) years, he has applied to appear *pro hac vice* before the Office, and was granted permission to do so, in IPR2017-00981, IPR2017-01263, IPR2017-01533, IPR2017-01866, IPR2019-00569, IPR2019-00570, and in the related IPR2020-00994. Concurrently with this motion, Mr. Zambrzycki is also applying for *pro hac vice* admission in the related IPR2020-01386. In addition, Mr. Zambrzycki states that he has familiarity with the subject matter at issue in these *inter partes* review proceedings.

Accordingly, Petitioners respectfully submit that there is good cause for the Board to recognize Mr. Zambrzycki as counsel *pro hac vice* during this proceeding.

Respectfully submitted,

Dated: March 31, 2021

/Jeffrey D. Sanok/  
Jeffrey D. Sanok (Reg. No. 32,169)  
Vincent J. Galluzzo (Reg. No. 67,830)  
Crowell & Moring LLP  
1001 Pennsylvania Avenue NW  
Washington, DC 20004-2595  
Tel.: (202) 624-2500

Zambrzycki *Pro Hac Vice* Motion  
IPR2020-01299 (U.S. Patent No. 8,630,761)

Fax.: (202) 628-8844  
jsanok@crowell.com  
vgalluzzo@crowell.com

Scott L. Bittman (Reg. No. 55,007)  
Jacob Z. Zambrzycki (*pro hac vice* pending)  
Crowell & Moring LLP  
590 Madison Avenue, 20th Floor  
New York, NY 10022-2544  
Telephone No.: (212) 223-4000  
Facsimile No.: (212) 223-4134  
sbittman@crowell.com  
jzambrzycki@crowell.com

*Counsel for Petitioners*  
*Bayerische Motoren Werke Aktiengesellschaft*  
*and BMW of North America, LLC*

# Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

## Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

## Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

## Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

## API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

## LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

## FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

## E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.