

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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SAMSUNG ELECTRONICS CO., LTD.,  
SAMSUNG ELECTRONICS AMERICA, INC.,  
Petitioners,

v.

NANOCO TECHNOLOGIES LTD.,  
Patent Owner.

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Case No. IPR2021-00186  
U.S. Patent No. 8,524,365

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**UNOPPOSED MOTION OF NANOCO TECHNOLOGIES LTD.  
FOR *PRO HAC VICE* ADMISSION OF MICHAEL C. NEWMAN**

**I. Statement of Precise Relief Requested**

Patent Owner Nanoco Technologies Ltd. (“Nanoco”) respectfully requests that the Board admit Michael C. Newman *pro hac vice* in this proceeding under 37 C.F.R. § 42.10(c). Counsel for Petitioner has indicated that Petitioner does not oppose this motion.

**II. Statement of Facts Showing Good Cause for the Board to Recognize Counsel *Pro Hac Vice* during the Proceeding**

Pursuant to 37 C.F.R. § 42.10(c), the Board may admit counsel *pro hac vice* for good cause, subject to any other conditions that the Board may require, so long as lead counsel is a registered practitioner. Good cause includes when “counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding.” 37 C.F.R. § 42.10(c).

This application satisfies the requirements of Section 42.10(c):

1. Lead counsel, William A. Meunier, the undersigned, is a registered Practitioner.
2. *Pro Hac Vice* Applicant, Mr. Michael C. Newman, is an experienced patent litigator. As attested to in the accompanying Declaration dated December 1, 2020 (“Newman Declaration”), Exhibit 2001, ¶¶ 2, 3, Mr. Newman has experience in numerous litigations involving patent infringement in District Courts throughout the United States and before the International Trade Commission, and is a member

at the law firm of Mintz, Levin, Cohn, Ferris, Glovsky and Popeo P.C. (“Mintz Levin”). *Id.* ¶ 1. Mr. Newman is a member in good standing of the Bar of the Commonwealth of Massachusetts with no suspensions or disbarments from practice, nor any application for admission to practice denied, nor any sanctions or contempt citations. *Id.* ¶¶ 2, 6. He is also admitted to practice before the United States Courts of Appeals for the Federal and First Circuits, the United States District Court for the District of Massachusetts, and the United States District Courts for the Eastern District of Texas. *Id.* ¶ 2.

3. Mr. Newman has an established familiarity with the subject matter at issue in this proceeding, as well as the parallel litigation involving U.S. Patent Nos. 7,588,828 (“the ’828 patent”), U.S. Patent No. 7,803,423 (“the ’423 patent”), U.S. Patent No. 7,867,557 (“the ’557 patent”), U.S. Patent No. 8,524,365 (“the ’365 patent”) and U.S. Patent No. 9,680,068 (“the ’068 patent”) filed by Patent Owner in the United States District Court for the Eastern District of Texas (Civil Action No. 2:20-cv-00038-JRG). Newman Declaration ¶ 4. He has reviewed and is familiar with all the relevant materials for this matter, including the case pleadings, the ’365 patent, its prosecution history, and the prior art references that are the subject of this *inter partes* review proceeding. In addition, Mr. Newman has a thorough understanding of the grounds of unpatentability asserted in the Petition and the challenged claims of the ’365 patent. *Id.* ¶ 5.

4. Mr. Newman has read and will comply with the Office Patent Trial Practice Guide, the Trial Practice Guide updates, and the Board's Rules for Practice for Trials set forth in part 42 of the 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 to disciplinary jurisdiction under 37 C.F.R. § 11.19(a). *Id.* at ¶¶ 7-8.

5. Further, Mr. Newman has applied and was admitted to appear *pro hac vice* in thirty (30) *inter partes* review proceedings and one post grant review before the Office in the last six (6) years. *Id.* ¶ 3.

For the foregoing reasons, Patent Owner Nanoco respectfully requests that the Board admit Michael C. Newman *pro hac vice* in this proceeding.

Respectfully submitted,

Nanoco Technologies Ltd.,  
By its attorneys,

/ William A. Meunier /

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