

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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QUALCOMM INCORPORATED,

Petitioner,

v.

UNM RAINFOREST INNOVATIONS,

Patent Owner.

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Case IPR2021-00375

Patent No. 8,265,096 B2

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DECLARATION OF CHRISTINE M. MORGAN IN SUPPORT OF  
MOTION FOR *PRO HAC VICE* ADMISSION  
PURSUANT TO 37 C.F.R. § 42.10(c)

Qualcomm Incorporated Ex. 1031

I, Christine M. Morgan, declare the following:

1. This declaration is given in support of Petitioner Qualcomm Incorporated's ("Qualcomm" or "Petitioner") Motion for Pro Hac Vice Admission of Christine M. Morgan.

2. I am a partner with Reed Smith LLP and a member in good standing of the State Bar of California. I am admitted to practice before the United States District Court for the Northern of California, the United States District Court for the Central District of California, the United States District Court for the Eastern District of Texas, and the United States Court of Appeals for the Federal Circuit.

3. I have never been suspended or disbarred from practice before any court or administrative body.

4. No court or administrative body has imposed sanctions or contempt citations on me.

5. No court or administrative body has denied an application for admission to practice filed by me.

6. I have been practicing law since 1993 and have over 15 years of experience litigating patent infringement cases. I have litigated patent cases in many different district courts across the United States and before the International Trade Commission ("ITC"). My district court patent litigation experience includes arguing Markman hearings, dispositive motions, and many other patent-related hearings. In

addition, I have participated in patent trials in several different venues, including the Northern District of California, the Eastern District of Texas, the Eastern District of Virginia, and the ITC. Among other responsibilities, my involvement in those trials included presenting lay and technical expert witness testimony. I also presented oral argument in the following two Covered Business Method Review trials: *Miami International Holdings, Inc. et al v. Nasdaq, Inc. et al*, CBM2018-00030, 00032.

7. I also have appeared before the Court of Appeals for the Federal Circuit in connection with appeals of judgments entered in district court patent litigation, and was principal author of the appellate briefs in two such matters.

8. I have 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.

9. I understand that I will 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).

10. I have an established familiarity with U.S. Patent No. 8,265,096 (“the ’096 Patent”) and the subject matter of this *inter partes* review proceeding. I gained this familiarity through reviewing papers filed in this proceeding and through my role as counsel for Petitioner’s customers Dell Technologies Inc., Dell Inc., and EMC Corporation (collectively, “Dell”), in the co-pending district court proceeding

captioned *UNM Rainforest Innovations v. Dell Technologies Inc. et al.*, No. 6:20-cv-00468 (W.D. Tex.) (“the *Dell* litigation”), which also involves the ’096 Patent.

11. I am in the process of seeking *pro hac vice* admission in IPR2021-00377 and IPR2021-00582 directed to two other patents asserted in the *Dell* litigation, and IPR2021-00734, IPR2021-00739, and IPR2021-00741 brought by Zyxel Communications Corporation. I have previously sought *pro hac vice* admission in CBM2018-00029, CBM2018-00030, and CBM2018-00032.

12. I hereby declare that all statements made 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 knowledge that willful false statements and the like are punishable by fine, imprisonment, or both, under Section 1001 of Title 18 of the U.S. Code.

Dated: September 27, 2021

Respectfully submitted,

/ Christine M. Morgan /

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