

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner

v.

KOSS CORPORATION,
Patent Owner

Case IPR2021-00600
Patent 10,298,451

**DECLARATION OF SETH M. SPROUL IN SUPPORT OF PETITIONER'S
MOTION FOR *PRO HAC VICE* ADMISSION**

I, Seth M. Sproul, being duly sworn and upon oath, hereby declare the following:

1. I am a member in good standing of the State Bar of California, as well as the United States Court of Appeals for the Federal Circuit.
2. I have not been suspended or disbarred from practice before any court or administrative body.
3. I have never had an application for admission to practice before any court or administrative body denied.
4. No sanction or contempt citation has been imposed against me by any court or administrative body.
5. 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 the Code of Federal Regulations.
6. 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).
7. In the past three years, I have not applied to appear *pro hac vice* before the Office in any other proceedings during the past three years.

8. I am an experienced litigation attorney with more than 20 years of experience representing clients in patent cases involving medical devices, computer software, and semiconductors. I regularly litigate patent cases in various forums including the Federal District Courts, and the International Trade Commission. Through my experience in patent litigation matters, I have represented clients in many phases of litigation including discovery, Markman hearings, jury trials, bench trials, and appeals. My biography is attached hereto as Exhibit A.

9. I declare that all statements made herein of my knowledge are true, and that all statements made on information and belief are believed to be true, and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

Date: 11/2/2021

Respectfully submitted,



Seth M. Sproul
Fish & Richardson P.C.
12390 El Camino Real
San Diego, CA 92130
Tel: 858-678-5070
Email: sproul@fr.com

EXHIBIT A



Seth M. Sproul

Principal



□ Download vCard

Background

Seth M. Sproul is a Principal in the Southern California office of Fish & Richardson P.C. His practice emphasizes patent litigation in the area of electrical engineering and physics. Mr. Sproul previously worked as a Law Clerk for the Corporate Licensing Group at Intel Corp., Hillsboro, OR (2000-2001), and as a Law Clerk with the Bonneville Power Administration, Portland, OR (1999-2000). His previous technical experience includes work as a Nuclear Engineer with Commissariat a l'Energie Atomique in Cadarache, France (1997), and as an AWU Fellow with Westinghouse Hanford Company, Richland, WA (Summer 1995).

Education

J.D., Lewis and Clark College, Northwestern School of Law 2001

B.S., Oregon State University 1997 □

Nuclear Engineering

Admissions

• California 2001



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.