

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE, INC.,
Petitioner

v.

ALIVECOR, INC.,
Patent Owner

Case IPR2021-00972
Patent No. 10,638,941

**DECLARATION OF SEAN PAK IN SUPPORT OF
MOTION FOR ADMISSION *PRO HAC VICE***

I, Sean Pak, declare as follows:

1. I am an attorney at the law firm of Quinn Emanuel Urquhart & Sullivan, LLP, counsel for Patent Owner AliveCor, Inc. (“AliveCor”). I submit this declaration in support of the Motion for Admission *Pro Hac Vice* of Sean Pak. I have personal knowledge of the facts set forth in this declaration and, if called upon as a witness, I could and would testify to such facts under oath.

2. I have been in private practice in the field of litigation since 2002. For the majority of that time, my practice has focused on the field of intellectual property litigation and, in particular, patent litigation.

3. I am a member in good standing of the State Bar of California. I am also admitted to practice before the following Courts:

- United States Court of Appeals for the Federal Circuit
- United States District Court for the Central District of California;
- United States District Court for the Southern District of California;

4. I have never been suspended, disbarred, sanctioned, or cited for contempt by any court or administrative body.

5. I have never had a court or administrative body deny my application for admission to practice.

6. I have read and will comply with the Office Patent Trial Practice Guide and the Board’s Rules of Practice for Trials, as set forth in Part 42 of 37 C.F.R.

7. I agree to be subject to the United States Patent and Trademark Office Rules of Professional Conduct, as set forth in 37 C.F.R. §§ 11.101 *et seq.*, and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

8. I have not previously sought pro hac vice appearance in any *inter partes* review action.

9. I am familiar with the subject matter at issue in this proceeding. I have reviewed U.S. Patent No. 10,638,941 (“the ’941 patent”) and the prior art references that are asserted by Apple to invalidate that patent.

10. I currently represent AliveCor in Case No. 6-20-cv-01112 in the United States District Court for the Western District of Texas, in which AliveCor alleges that Apple infringes the ’941 patent and Apple asserts in defense that the claims of the ’941 patent are invalid. I also represent AliveCor in investigation 337-TA-1266 before the United State International Trade Commission.

I declare under penalty of perjury that the foregoing is true and correct.

Executed in San Francisco, California on February 21, 2022.

/s/ Sean S. Pak

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