

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

**MOTION FOR ADMISSION *PRO HAC VICE*
OF SEAN PAK**

I. Relief Requested

Pursuant to 37 C.F.R. § 42.10, Patent Owner AliveCor, Inc. (“AliveCor”) requests that the Board admit Sean Pak *pro hac vice* in this *inter partes* review proceeding.

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

In accordance with 37 C.F.R. § 42.10(c), the Board may recognize counsel *pro hac vice* during a proceeding, subject to the conditions set forth therein, and any others that the Board may impose. Petitioner sets forth the following facts in support of this Motion:

1. Lead counsel for AliveCor in this proceeding, James M. Glass, is a registered practitioner.
2. Sean Pak is an experienced litigating attorney and has established familiarity with the subject matter at issue in this proceeding. Accompanying this Motion is the Declaration of Sean Pak in Support of Motion for Admission *Pro Hac Vice* (“Pak Decl.”). In his declaration, Mr. Pak attests, among other things, that he is a member in good standing of the State Bar of California. (Pak Decl. ¶ 3.) Mr. Pak further attests that he has been admitted to practice before the United States Court for the Federal Circuit, as well as before several United States District Courts. (*Id.*) Mr. Pak further attests that he has been in private

practice in the field of litigation since 2002, with the majority of that time focused specifically on patent litigation. (*Id.* ¶ 2.) In addition, Mr. Pak attests that his familiarity with the subject matter at issue in this proceeding is demonstrated by his review of the patent-at-issue and the cited prior art, as well as his representation of AliveCor in the District Court action in which AliveCor has accused Apple of infringing the patent-at-issue as well as the associated ITC action. (*Id.* ¶¶ 9-10.)

3. In his declaration, Mr. Pak attests to each of the required items set forth in 37 C.F.R. §42.10(c). (*Id.* ¶¶ 2-10.)

III. Conclusion

For the foregoing reasons, AliveCor respectfully requests that the Board admit Sean Pak *pro hac vice* in this proceeding.

Respectfully submitted,

Date: February 21, 2022

/s/ James M. Glass

James M. Glass (Reg. No. 46,729)

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. §42.6(e), the undersigned certifies that on February 21, 2022, a complete and entire copy of this Motion for Admission *Pro Hac Vice* of Sean Pak was provided by email to the Patent Owner by serving correspondence address of record as follows:

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Dated: February 21, 2022

/s/ James M. Glass

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