

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

THE DATA COMPANY TECHNOLOGIES INC.,

Petitioner

v.

BRIGHT DATA LTD.,

Patent Owner

Case IPR2022-00135
Patent No. 10,257,319

DECLARATION OF ROBERT M. HARKINS

Mail Stop PATENT BOARD
Patent Trial and Appeal Board
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

1. I, Robert M. Harkins, am more than twenty-one years of age, am competent to present this declaration, and have personal knowledge of the facts set forth herein.

2. This declaration is submitted in support of Patent Owner's Unopposed Motion for Pro Hac Vice Admission of Robert M. Harkins under 37 C.F.R. § 42.10(c).

3. I am a partner with the law firm of Cherian LLP.

4. I am a member in good standing of the State Bar of California.

5. I have not been suspended or disbarred from practice before any court or administrative body.

6. I have not had any applications for admission to practice before any court or administrative body ever denied.

7. I have not had any sanctions or contempt citations imposed on me by any court or administrative body.

8. I have read and will comply with the Office Patent Trial Practice Guide ("TPG") and the Board's Rules of Practice for Trials set forth in part 42 of 37 C.F.R.

9. I understand and agree 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 applied to appear *pro hac vice* in the following proceedings before the Office:

- IPR2022-00135;
- IPR2022-00138;
- IPR2022-00103;
- IPR2022-00353;
- IPR2022-00915;
- IPR2022-00916;
- IPR2021-01492;
- IPR2021-01493;
- IPR2022-00687;
- PGR2019-00015;
- IPR2018-00870;
- IPR2018-00871;
- IPR2018-00872;
- IPR2018-00873;
- IPR2018-00874;
- IPR2018-00875; and
- IPR2018-00859.

11. I am familiar with the subject matter at issue in this proceeding. I have

reviewed the papers and accompanying exhibits filed in this proceeding.

12. I am the lead litigation attorney for Patent Owner Bright Data Ltd. in district court and appellate matters. I have represented Bright Data Ltd. for over four years in intellectual property and patent cases. I have an established familiarity with the portfolio of patents assigned to Bright Data Ltd.

13. I am an experienced litigation attorney. I have been litigating intellectual property and patent cases for over 20 years. I have been practicing law since 1995 and have extensive experience litigating patent infringement cases in many different district and appellate courts across the United States. My experience in patent litigation matters includes all aspects of patent litigation including patent jury trials, arguing Markman hearings, patent summary judgment proceedings, and other patent-related hearings and pleadings concerning, inter alia, patent validity and infringement issues.

14. I understand that, if this Motion is granted, I will represent Patent Owner only as an additional backup counsel in this proceeding.

15. 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 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: December 30, 2022

By: 
Robert M. Harkins

Cherian LLP
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Berkeley, CA 94704