

UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

CPC PATENT TECHNOLOGIES PTY LTD.,
Patent Owner.

CASE: IPR2022-00601
U.S. PATENT NO. 9,269,208

**PATENT OWNER'S UNOPPOSED MOTION FOR *PRO HAC VICE*
ADMISSION OF GEORGE C. SUMMERFIELD**

I. RELIEF REQUESTED

Pursuant to 37 C.F.R. § 42.10, Patent Owner CPC Patent Technologies PTY Ltd. (“CPC” or “Patent Owner”), respectfully requests that the Board recognize George C. Summerfield as counsel *pro hac vice* during this 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. Patent Owner sets forth the following facts in support of this motion:

1. Patent Owner’s lead counsel, Darlene F. Ghavimi-Alagha (Reg. No. 72,631) is a registered practitioner before the Board.
2. Mr. Summerfield is an experienced litigator and has established familiarity with the subject matter of this proceeding. Accompanying this motion as Ex. 2006, is the Declaration of George C. Summerfield in Support of Motion for *Pro Hac Vice* Admission and Mr. Summerfield’s biography (Ex. 2007). As evidenced by Mr. Summerfield’s biography and Declaration, he has been a litigation attorney for more than 30 years, and has represented a wide range of clients in patent litigation matters. (Ex. 2006, ¶ 1).

3. Mr. Summerfield is a member in good standing of the Bar of Michigan. He is also admitted to practice before the following courts: United States Supreme Court, Court of Appeals for the Federal Circuit, Court of Appeals for the Second, Sixth, and Seventh Circuits, District of Arizona, District of Connecticut, District of North Dakota, Eastern District of Texas, Northern District of California, Central District of Illinois, and Northern District of Illinois. (Ex. 2006, ¶ 2).
4. Mr. Summerfield has never been suspended or disbarred from practice before any court or administrative body. (*Id.*, ¶ 3). In addition, Mr. Summerfield has never had an application for admission to practice before any court or administrative body denied. (*Id.*, ¶ 4). Nor has any court or administrative body imposed sanctions or contempt citations against him. (*Id.*).
5. Mr. Summerfield has 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 37 C.F.R. (*Id.*, ¶ 5).
6. Mr. Summerfield agrees to be subject to the United States Patent and Trademark Office's 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). (*Id.*, ¶ 6).

7. Mr. Summerfield has reviewed the patent-at-issue as well as the prior art in the instant proceeding. (*Id.*, ¶ 8).

III. GOOD CAUSE EXISTS FOR THE *PRO HAC VICE* ADMISSION OF MR. SUMMERFIELD IN THIS PROCEEDING

The Board may recognize counsel *pro hac vice* upon a showing of good cause, subject to the condition that lead counsel be a registered practitioner and to any other conditions as the Board may impose. 37 C.F.R. § 42.10(c).

The facts outlined above in the Statement of Facts, and contained in the Declaration of George Summerfield (Ex. 2006), establish that there is good cause to admit Mr. Summerfield *pro hac vice* in this proceeding. Patent Owner's lead counsel, Darlene Ghavimi-Alagha, is a registered practitioner. Mr. Summerfield is an experienced patent litigation attorney and has established familiarity with the subject matter at issue in this proceeding. Further, Mr. Summerfield is actively involved with the strategy and fact development in this matter. In view of Mr. Summerfield's extensive patent litigation experience, and knowledge of the subject matter of this proceeding, Patent Owner has a substantial need for Mr. Summerfield's *pro hac vice* admission to this proceeding.

IV. NO OPPOSITION TO MOTION

Patent Owner has confirmed with Petitioner that Petitioner does not oppose the present motion.

V. CONCLUSION

For the foregoing reasons, Patent Owner respectfully requests that the Board admit Mr. Summerfield *pro hac vice* in this proceeding.

Respectfully submitted,

Dated: October 31, 2022

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