

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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SAMSUNG ELECTRONICS CO., LTD., APPLE INC.,  
and SAMSUNG ELECTRONICS AMERICA, INC.,  
Petitioner,

v.

SMART MOBILE TECHNOLOGIES LLC,  
Patent Owner.

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Case IPR2022-01248  
Patent 8,842,653

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**PATENT OWNER SMART MOBILE TECHNOLOGIES LLC'S  
UNOPPOSED MOTION FOR *PRO HAC VICE* ADMISSION  
OF PHILIP J. GRAVES UNDER 37 C.F.R. § 42.10(c)**

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Patent Trial and Appeal Board  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

## EXHIBIT LIST

2001	Reserved
2002	Declaration of Professor Todor V. Cooklev, Ph.D.
2003	<i>Smart Mobile Technologies, LLC v. Apple Inc., Smart Mobile Technologies, LLC v. Samsung Electronics Co., Ltd. et al.</i> , Nos. 6:21-cv-00603 and 6:21-cv-00701, Defendants' Opening Claim Construction Brief (June 8, 2022) [Defendants' Opening Claim Construction Brief]
2004	<i>Smart Mobile Technologies, LLC v. Apple Inc., Smart Mobile Technologies, LLC v. Samsung Electronics Co., Ltd. et al.</i> , Nos. 6:21-cv-00603 and 6:21-cv-00701, Defendants' Opening Claim Construction Brief – Exhibit 1 (June 8, 2022) [Defendants' Opening Claim Construction Brief – Exhibit 1]
2005	Kevin M. Stack, <i>Preambles as Guidance</i> , 84 GEO. WASH. L. REV. 1252 (2016) ( <a href="http://www.gwlr.org/wp-content/uploads/2016/09/84-Geo.-Wash.-L.-Rev.-1252.pdf">http://www.gwlr.org/wp-content/uploads/2016/09/84-Geo.-Wash.-L.-Rev.-1252.pdf</a> ) [ <a href="#">Stack</a> ]
2006	ElectronicsTutorials, <i>The Multiplexer</i> , WWW.ELECTRONICS-TUTORIALS.WS, <a href="https://www.electronicstutorials.ws/combination/comb_2.html">https://www.electronicstutorials.ws/combination/comb_2.html</a> (last visited Oct. 26, 2022) [Electronics Tutorial]
2007	TexasInstruments, 74HC153 Data Sheet, Dec. 1982, revised Feb. 2022, WWW.TI.COM, <a href="https://www.ti.com/lit/gpn/sn74hc153">https://www.ti.com/lit/gpn/sn74hc153</a> [74HC153 Data Sheet]
2008	Lee Stanton, <i>What is the Difference Between a Landline and a Mobile Phone Number?</i> , WWW.ALPHR.COM, Feb. 22, 2022, <a href="https://www.alphr.com/difference-landline-mobile-phone-number/">https://www.alphr.com/difference-landline-mobile-phone-number/</a> [Alphr]

2009	FOCUS LCDs, <i>Serial Vs. Parallel</i> , LCD RESOURCES, <a href="https://focuslcds.com/serial-vs-parallel/">https://focuslcds.com/serial-vs-parallel/</a> (last visited Oct. 19, 2022) [LCD Resources]
2010	Techopedia, <i>Serial Interface</i> , WWW.TECHOPEDIA.COM, Nov. 4, 2014, <a href="https://www.techopedia.com/definition/9312/serial-interface">https://www.techopedia.com/definition/9312/serial-interface</a> [Techopedia]
2011	Excerpts from The Authoritative Dictionary of IEEE Standards Terms, Seventh Edition (2000) [Dictionary of IEEE Standards Terms]
2012	Jonathan Valvano et al., <i>Chapter 11: Serial Interfacing</i> , EMBEDDED SYSTEMS – SHAPE THE WORLD, <a href="https://users.ece.utexas.edu/~valvano/Volume1/E-Book/C11_SerialInterface.htm">https://users.ece.utexas.edu/~valvano/Volume1/E-Book/C11_SerialInterface.htm</a> (last visited Oct. 20, 2022) [Valvano]
2013	Steve Goldband, <i>Input and output for microprocessors</i> , Behavior Research Methods & Instrumentation, 1978, Vol. 10, No. 2, pp. 249-253 [Goldband]
2014	<i>Ex parte Orbotech LT Solar, LLC</i> , 2012 Pat. App. LEXIS 2784 (BPAI May 31, 2012)
2015	<i>Ex parte Evans</i> , 2017 Pat. App. LEXIS 386 (PTAB Aug. 1, 2017)
2016	Declaration of Philip J. Graves in support of Motion for <i>Pro Hac Vice</i> Admission
2017	Declaration of Greer N. Shaw in support of Motion for <i>Pro Hac Vice</i> Admission

## I. RELIEF REQUESTED

Pursuant to 37 C.F.R. § 42.10(c), Patent Owner Smart Mobile Technologies LLC (“Smart Mobile”) respectfully moves the Patent Trial & Appeal Board (“Board”) for the pro hac vice admission of Philip J. Graves in this proceeding.

## II. GOVERNING LAW, RULES, AND PRECEDENT

Section 42.10(c), 37 C.F.R., provides that:

The Board may recognize counsel *pro hac vice* during a proceeding 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. For example, where the lead counsel is a registered practitioner, a motion to appear *pro hac vice* by counsel who is not a registered practitioner may be granted upon showing that counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding.

The Board has further required that a motion for *pro hac vice* admission be filed in accordance with the “Order - Authorizing Motion for *Pro Hac Vice* Admission” entered in *Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639, Paper 7 (P.T.A.B. Oct. 15, 2013) (“*United Patents* Order”).

The *United Patents* Order requires that such motions: (1) “[c]ontain a statement of facts showing there is good cause for the Board to recognize counsel

*pro hac vice* during the proceeding[;]” and (2) “[b]e accompanied by an affidavit or declaration of the individual seeking to appear attesting to the following:”

- i. Membership in good standing of the Bar of at least one State or the District of Columbia;
- ii. No suspensions or disbarments from practice before any court or administrative body;
- iii. No application for admission to practice before any court or administrative body ever denied;
- iv. No sanctions or contempt citations imposed by any court or administrative body;
- v. The individual seeking to appear 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.;
- vi. The individual will be subject to the U.S.P.T.O. 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);
- vii. All other proceedings before the Office for which the individual has applied to appear *pro hac vice* in the last three (3) years; and
- viii. Familiarity with the subject matter at issue in the proceeding.

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