

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CISCO SYSTEMS, INC.,
Petitioner,

v.

ORCKIT CORPORATION,
Patent Owner.

Case IPR2023-00554
U.S. Patent No. 10,652,111

**PETITIONER'S MOTION TO
WITHDRAW BACK-UP COUNSEL**

Pursuant to the Board's authorization by email on January 5, 2024 and 37 C.F.R. 42.10(e), Petitioner Cisco Systems, Inc. ("Petitioner") submits this motion to withdraw Daniel W. McDonald (Registration No. 32,044) as back-up counsel for Petitioner.

Petitioner files this motion because Mr. McDonald retired from the practice of law on December 31, 2023. As such, Mr. McDonald can no longer serve as back-up counsel for Petitioner. There will be no prejudice to the rights of Petitioner as a result of the withdrawal of Mr. McDonald because the undersigned will continue to serve as lead counsel for Petitioner. Lead counsel is up to speed on all issues, and there will be no delay in any scheduled filings in this proceeding.

Patent Owner Orckit Corporation does not oppose this motion.

If this motion is granted, Petitioner will file updated Mandatory Notices reflecting that Mr. McDonald is no longer back-up counsel.

Respectfully submitted,

Date: January 5, 2024

/Jeffrey D. Blake/
Jeffrey D. Blake
Registration No. 58,884

CERTIFICATE OF SERVICE

The undersigned certifies that service was made on the Patent Owner as detailed below:

| | |
|--------------------------|---|
| <i>Date of service</i> | January 5, 2024 |
| <i>Manner of service</i> | Email |
| <i>Documents served</i> | Petitioner's Motion To Withdraw Back-up Counsel |
| <i>Persons served</i> | James Carmichael Stephen McBride Mitch Yang Carmichael IP, PLLC 8607 Westwood Center Drive Suite 270, Tysons Corner, VA 22182 jim@carmichaelip.com stevemcbride@carmichaelip.com mitch@carmichaelip.com |

/Jeffrey D. Blake/
Jeffrey D. Blake
Registration No. 58,884