

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ORACLE CORPORATION,
Petitioner

v.

PARKING WORLD WIDE LLC,
Patent Owner

Case No.: IPR2023-00385
U.S. Patent No. 10,438,421

PETITIONER'S MOTION FOR WITHDRAWAL OF COUNSEL

Pursuant to 37.C.F.R. § 42.10, Petitioner Oracle Corporation (“Oracle”) respectfully requests that the Patent Trial and Appeal Board authorize withdrawal of Donald Daybell as backup counsel.

I. STATEMENT SHOWING GOOD CAUSE FOR THE BOARD TO AUTHORIZE WITHDRAWAL AND SUBSTITUTION OF COUNSEL

Backup counsel Donald Daybell will no longer be affiliated with Orrick, Herrington & Sutcliffe LLP as of mid-January, 2024. Given Mr. Daybell’s departure from the firm, Petitioner requests that Mr. Daybell be deemed withdrawn from the present proceeding. Mr. K. Patrick Herman, also of Orrick, Herrington and Sutcliffe, LLP, will continue to represent Petitioner as lead counsel. Jared Bobrow and Gerald Porter, also of Orrick, Herrington and Sutcliffe, LLP, will continue to represent Petitioner as back-up counsel. Updated mandatory notices under 37 C.F.R. § 42.8(b)(3) reflecting the above identification of counsel have been filed.

In identifying Mr. Herman as lead counsel who is ready and able to take over the representation, while maintaining Mr. Bobrow and Mr. Porter as back-up counsel, reasonable steps have been taken to “avoid foreseeable prejudice to the rights of the client, including giving due notice to his or her client [and] allowing time for employment of another practitioner.” *See* 37 C.F.R. § 10.40(a). Furthermore, no changes to the schedule will be needed based on this motion.

Therefore, Petitioner believes that granting this motion will not hinder “the economy, the integrity of the patent system, the efficient administration of the Office, and the ability of the Office to timely complete [this] proceeding[.]” *See* 35 U.S.C. § 316(b).

II. PATENT OWNER CONSENTS TO THE SUBSTITUTION

Petitioner has notified Patent Owner of Mr. Daybell’s pending withdrawal, and Patent Owner has consented to Petitioner’s request.

III. CONCLUSION

For the foregoing reasons, Petitioner respectfully requests that the Board authorize the withdrawal of Mr. Daybell as backup counsel.

Dated: January 3, 2024

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CERTIFICATE OF SERVICE

The undersigned certifies that on January 3, 2024, a copy of the foregoing was served in its entirety via electronic mail, upon the following attorneys of record for the Patent Owner:

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