

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NETSKOPE, INC.,

Petitioner,

v.

FORTINET, INC.,

Patent Owner.

PTAB Case No. IPR2023-00459

Patent No. 10,084,825

**PETITIONER'S MOTION FOR *PRO HAC VICE* ADMISSION
OF BINGJIE (KAY) LI UNDER 37 C.F.R. § 42.10(c)**

Petitioner's Motion for *Pro Hac Vice* Admission of Bingjie (Kay) Li

Petitioner Netskope, Inc. ("Petitioner") respectfully requests that the Board admit Bingjie (Kay) Li as backup counsel *pro hac vice* in this proceeding.

Petitioner seeks the counsel of Ms. Li due to her experience in representing Petitioner in patent-related matters and particularly due to her familiarity with the substantive and technical issues involved in this proceeding. Therefore, Ms. Li meets the requirements of "an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding" under 37 C.F.R. § 42.10(c).

1. Time for Filing

This Motion for *Pro Hac Vice* Admission has been authorized by the Notice of Filing Date Accorded to Petition and Time for Filing Patent Owner Preliminary Response that was mailed on March 20, 2023 (Paper 5). This Motion is filed no sooner than twenty-one (21) days after service of the petition.

2. Statement of Facts

In this proceeding, lead counsel for Petitioner is Thomas N. Millikan, a registered practitioner. The following statement of facts shows that there is good cause for the Board to admit Ms. Li *pro hac vice*.

Ms. Li is a patent litigation attorney with more than two years of experience representing clients in cases involving patents or other intellectual property interests. (Declaration of Bingjie (Kay) Li ("Li Declaration"), ¶ 8 in Exhibit 1021.)

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Ms. Li regularly litigates patent cases in various forums, including federal district courts across the United States. (*Id.*) She has experience representing clients in many phases of litigation including discovery, *Markman* hearings, and dispositive motions. (*Id.*) Ms. Li's biography is attached to the Li Declaration as Appendix A.

Ms. Li has an established familiarity with the subject matter at issue in this proceeding. Ms. Li is also familiar with the prior art references cited and the associated invalidity grounds before the PTAB.

Petitioner respectfully submits that there is good cause for the Board to recognize Bingjie (Kay) Li as counsel *pro hac vice* during this proceeding.

3. Affidavit or Declaration of Individual Seeking to Appear

This Motion for *Pro Hac Vice* Admission is accompanied by a Declaration of Ms. Li (Exhibit 1021), which attests to the requirements for *pro hac vice* admission set forth in IPR2013-00639, Paper 7, dated Oct. 15, 2013.

4. Pro Hac Vice Admission Fee

The required fee under 37 C.F.R. § 42.15(e) in the amount of \$250 is being paid by credit card.

5. Conclusion

Accordingly, Petitioner submits that there is good cause under 37 C.F.R. § 42.10(c) for the Board to admit Bingjie (Kay) Li as counsel *pro hac vice* and to

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authorize Ms. Li to represent Petitioner as back-up counsel in this proceeding.

Dated: May 2, 2024

Respectfully submitted,

/Thomas N. Millikan/

Lead Counsel

Thomas N. Millikan, Reg. No. 72,316

Back-up Counsel

Babak Tehrani (Reg. No. 55,937)

Andrew N. Klein (*pro hac vice*)

Bingjie (Kay) Li (*pro hac vice* requested)

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Attorneys for Petitioner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing PETITIONER'S MOTION FOR *PRO HAC VICE* ADMISSION UNDER 37 C.F.R. § 42.10(c) and Exhibit 1021 were served in their entirety this 2nd day of May, 2024 by electronic mail on the Patent Owner via its attorneys of record:

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