UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NINTENDO CO., LTD., and NINTENDO OF AMERICA, INC.,
Petitioner

v.

POLARIS POWERLED TECHNOLOGIES, LLC,
Patent Owner

Case No. IPR2023-00778
U.S. Patent No. 8,223,117 B2

PETITIONER'S UNOPPOSED MOTION FOR *PRO HAC VICE* ADMISSION OF PATRICK W. LAUPPE UNDER 37 C.F.R. § 42.10(c)

Petitioner Nintendo Co., Ltd. and Nintendo of America, Inc. respectfully request that the Board recognize Patrick W. Lauppe, Esq., as counsel *pro hac vice* during this proceeding. Patent Owner's counsel do not oppose this Motion.

BACKGROUND

Petitioner's Motion for *Pro Hac Vice* Admission is being filed in compliance with and pursuant to the Order—Authorizing Motion for *Pro Hac Vice* Admission in Case No. IPR2013-00639 ["the Order"], and pursuant to the Board's advanced authorization expressed in the Board's Notice of Filing Date Accorded and time for Filing Patent Owner's Preliminary Response dated April 20, 2023 (Paper No. 6).

STATEMENT OF FACTS

As required by the Order, the following statement of facts shows that there is good cause for the Board to recognize Mr. Lauppe *pro hac vice*.

Mr. Lauppe is an experienced litigation attorney and has been involved in numerous complex litigations in state and federal courts. Mr. Lauppe's biography is attached hereto as Exhibit 1040 to this Motion.

Mr. Lauppe has reviewed U.S. Patent No. 8,223,117 and the petition already filed in this proceeding. Further, Mr. Lauppe is familiar with the subject matter at issue in this proceeding.

Therefore, Petitioner respectfully submits that there is good cause for the Board to recognize Mr. Lauppe as counsel *pro hac vice* during this proceeding.

DECLARATION OF INDIVIDUAL SEEKING TO APPEAR

Petitioner's Motion for *Pro Hac Vice* Admission is accompanied by a Declaration of Patrick W. Lauppe attached hereto as Exhibit 1041 as required by the Order.

Dated: December 12, 2023

Respectfully submitted,

COOLEY LLP
ATTN: Patent Group
1299 Pennsylvania Avenue NW
Suite 700
Washington, DC 20004
Tel: (650) 843-5677
Fax: (650) 849-7400

By: */ Matthew J. Brigham /*
Matthew J. Brigham
Reg. No. 44,047
Counsel for Petitioner

CERTIFICATE OF SERVICE

I hereby certify, pursuant to 37 C.F.R. Section 42.6, that a complete copy of the attached **PETITIONER'S UNOPPOSED MOTION FOR PRO HAC VICE ADMISSION OF PATRICK W. LAUPPE** and related documents are being served via electronic mail on the 12th day of December 2023 upon Patent Owner's counsel of record in this proceeding as follows:

Russell S. Tonkovich
rtonkovich@krameralberti.com
David Alberti
dalberti@krameralberti.com
Sal Lim
slim@krameralberti.com
KRAMER ALBERTI LIM & TONKOVICH LLP

Jason A. Fitzsimmons
jfitzsimmons-PTAB@sternekessler.com
Michael D. Specht
Mspecht-PTAB@sternekessler.com
Richard M. Bemben
Rbemben-PTAB@sternekessler.com
PTAB@sternekessler.com
STERNE, KESSLER, GOLDSTEIN & FOX PLLC

DATED: December 12, 2023

/*Matthew J. Brigham*/
Matthew J. Brigham
Reg. No. 44,047