

**UNITED STATES PATENT AND TRADEMARK OFFICE**

---

**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

---

ARISTA NETWORKS, INC.

Petitioners,

v.

CORRIGENT CORPORATION,

Patent Owner.

---

IPR2023-00839

U. S. Patent No. 9,118,602

---

**MOTION FOR ADMISSION *PRO HAC VICE*  
OF KATHERINE BURGESS PURSUANT TO 37 C.F.R. § 42.10(c)**

---

## **I. INTRODUCTION**

Petitioner Arista Networks, Inc. respectfully requests that the Board recognize Katherine Burgess as *pro hac vice* counsel for this proceeding. Patent Owner has indicated that it does not oppose this Motion.

This Motion is being filed pursuant to and in compliance with the June 14, 2023, Notice of Filing Date Accorded to Petition and Time for Filing Patent Owner Preliminary Response (Paper No. 5) (the “Notice”). The Notice authorizes the parties to file motions for admission *pro hac vice* under 37 C.F.R. § 42.10(c) and in accordance with the “Order – Authorizing Motions for Pro Hac Vice Admission” in Case IPR2013-00639, Paper 7 (the “Order”).

## **II. TIME FOR FILING**

This Motion is being filed no sooner than twenty-one (21) days after service of the petition, as required by the Order.

## **III. STATEMENT OF FACTS**

Pursuant to the Order, the following statement of facts, supported by the attached Declaration of Katherine Burgess in support of this Motion (Ex. 1032), shows that there is good cause for the Board to recognize Ms. Burgess *pro hac vice* in this proceeding. As required by 37 C.F.R. § 42.10(c), lead counsel Eliot D. Williams is a registered practitioner experienced in proceedings before the United States Patent and Trademark Office (USPTO).

Ms. Burgess is an experienced patent litigation attorney and has more than four years of experience in litigation matters involving patent infringement in District Courts across the country. She has experience in *Markman* hearings and invalidity analysis relating to a wide range of technologies. Ms. Burgess is a member in good standing of the State Bar of California, with no suspensions or disbarments from practice, nor any application for admission to practice denied or sanctions or contempt citations.

Ms. Burgess has worked with counsel in the IPR proceeding IPR2023-00839. She has reviewed and is familiar with U.S. Patent No. 9,118,602, the prior art in the Petition, the arguments advanced by the Patent Owner to date, and the developments and conduct in this proceeding to date. Ms. Burgess is scheduled to defend the deposition of Dr. Paul Min, expert witness for Petitioner Arista Networks, on Friday, February 23, 2024.

Ms. Burgess has read and will comply with the Office Patent Trial Practice Guide and the Board's Rules for Practice for Trials set forth in part 42 of 37 C.F.R., and she agrees to be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§11.101 *et seq.*, and to disciplinary jurisdiction under 37 C.F.R. §11.19(a). In the last three (3) years, Ms. Burgess has not applied to appear *pro hac vice* before the USPTO.

#### **IV. ANALYSIS & CONCLUSION**

The facts described above and in the Declaration of Katherine Burgess establish that lead counsel is a registered practitioner, Ms. Burgess is an experienced patent litigation attorney, and Ms. Burgess has an established familiarity with the subject matter at issue in these proceedings. Accordingly, Petitioner Arista Networks, Inc. respectfully submits that there is good cause for the Board to recognize Ms. Burgess as counsel *pro hac vice* during this proceeding.

Dated: February 20, 2024

Respectfully submitted,

By: /Eliot D. Williams/  
Eliot D. Williams  
Registration No. 50,822  
Counsel for Petitioner Arista  
Networks, Inc.

## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of this Motion for Admission *Pro Hac Vice* of Katherine Burgess Pursuant to 37 C.F.R. § 42.10(c) and a copy of the Declaration of Katherine Burgess in Support of Motion for Admission *Pro Hac Vice* have been filed with the Court's P-TACTS filing system and served on all counsel of record via the P-TACTS filing system, as well as email on:

James R. Nuttall  
Katherine D. Cappaert  
Christopher A. Suarez  
Benjamin R. Holt  
Heather P. Hildreth  
jnutall@Steptoe.com  
kcappaert@Steptoe.com  
csuarez@Steptoe.com  
bholt@Steptoe.com  
hhildreth@Steptoe.com  
SJCorrigentIPR@Steptoe.com

Dated: February 20, 2024

By: /Eliot D. Williams/  
Eliot D. Williams  
Registration No. 50,822  
Counsel for Petitioner Arista  
Networks, Inc.