UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

HILTON DOMESTIC OPERATING COMPANY, INC.,
Petitioner

v.

R2 SOLUTIONS LLC
Patent Owner

Inter Partes Review No. IPR2023-00887
U.S. Patent No. 8,209,317

PETITIONER'S MOTION TO WITHDRAW AND SUBSTITUTE COUNSEL

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Patent Trial and Appeal Board
U.S. Patent & Trademark Office
P.O. Box 1450
Alexandria, VA 22313–1450

I. STATEMENT OF RELIEF REQUESTED

Pursuant to 37 C.F.R. §§ 11.116 and 42.10(e), Petitioner Hilton Domestic Operating Company, Inc., hereby file this Motion for Withdrawal and Substitution of Lead Counsel. Specifically, in accordance with 37 C.F.R. §§ 42.10 and 41.5(c), Petitioner seeks to 1) withdraw lead counsel John Campbell (Reg. No. 54,665), 2) withdraw backup counsel Raphael Chabaneix (Reg. No. 78,922), Steven Peters (Reg. No. 73,193), and Geoffrey Smith (whose *Pro Hac Vice* motion has not been filed or entered), and 3) substitute backup counsel Kyle Smith (Reg. No. 78,579) as lead counsel. David E. Finkelson (admitted *Pro Hac Vice*) will remain as backup counsel.

Petitioner will file updated mandatory notices upon approval of this motion by the Board.

II. STATEMENT OF REASONS FOR SUBSTITUTION OF COUNSEL

Petitioner's request follows termination of this proceeding as to Petitioner American Airlines, Inc. Paper 10. Withdrawal can be accomplished without material adverse effect on the interests of Petitioner Hilton Domestic Operating Company, Inc. 37 C.F.R. § 11.116(b)(1). For example, Mr. K. Smith meets the requirements of 37 C.F.R. § 42.10 as lead counsel and a registered practitioner, and he is well-versed in the subject matter of this proceeding, having served as backup counsel since the Petition was filed. Furthermore, withdrawal and substitution will not prejudice the

Board or any party to the proceeding. Patent Owner does not oppose the requested change.

III. CONCLUSION

For the foregoing reasons, Petitioners respectfully request that the Board authorize Mr. Campbell, Mr. Chabaneix, Mr. Peters and Mr. G. Smith to withdraw and Mr. K. Smith to substitute as lead counsel for Petitioner in this proceeding.

Dated: August 14, 2023

Respectfully submitted,

/s/ John B. Campbell
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Counsel for Petitioner

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Petitioner's Motion to Withdraw and Substitute Counsel was served on August 14, 2023, to Lead and Back-Up Counsel for Patent Owner at the service address provided:

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Dated: August 14, 2023 *<u>/s/ John B. Campbell</u>*
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