

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICROSOFT, CORP.,
Petitioner,

v.

REALD SPARK, LLC,
Patent Owner.

Case No. IPR2023-01046
Patent No. 10,740,985

**PATENT OWNER’S UNOPPOSED MOTION FOR WITHDRAWAL
AND SUBSTITUTION OF LEAD COUNSEL AND DESIGNATION
OF BACK-UP COUNSEL**

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Alexandria, VA 22313-1450

I. STATEMENT OF RELIEF REQUESTED

Pursuant to 37 C.F.R. § 42.10, Patent Owner RealD Spark, LLC (“RealD”) hereby files this Motion for Withdrawal and Substitution of Lead Counsel. Specifically, in accordance with 37 C.F.R. § 42.10 and 37 C.F.R. § 41.5(c), RealD seeks to 1) withdraw lead counsel Ashley Moore; 2) substitute back-up counsel Jennifer A. Mauri as lead counsel; and 3) designate Timothy Gorry¹ as back-up counsel.

II. STATEMENT OF GOOD CAUSE

For good cause, RealD requests that lead counsel Ashley Moore be withdrawn from the present proceeding and current back-up counsel Jennifer A. Mauri be substituted as lead counsel. Ms. Moore is no longer affiliated with Michelman & Robinson, LLP, which represents RealD in this proceeding. RealD further requests that Timothy Gorry—whose Motion for *Pro Hac Vice* Admission is concurrently filed herewith—be designated as back-up counsel.

This withdrawal and substitution will not prejudice the Board or any party to the proceeding. For instance, Petitioner has indicated it does not oppose the requested change. Further, briefing is near completion and the requested substitution would not delay the proceeding. Moreover, Ms. Mauri meets the requirements of 37 C.F.R. §

¹ Concurrently herewith, RealD submits a Motion to Admit Timothy Gorry *pro hac vice*.

42.10 as lead counsel and a registered practitioner, and she is well-versed in the subject matter of this proceeding, having served as back-up counsel since its inception. Additionally, Mr. Gorry, as set forth in the concurrently filed Motion for *Pro Hac Vice* Admission, meets the requirements of 37 C.F.R. § 42.10(c), such that his designation as back-up counsel will not delay the proceeding.

RealD will file updated mandatory notices and power of attorney upon approval of this motion by the Board.

III. PETITIONER DOES NOT OBJECT TO THE SUBSTITUTION

Petitioner has indicated that it does not oppose the requested withdrawal and substitution of counsel for RealD.

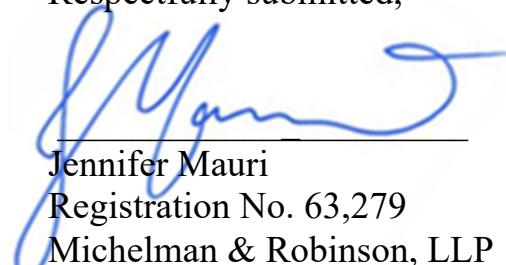
IV. CONCLUSION

For the foregoing reasons, RealD respectfully requests that the Board authorize 1) Ms. Moore's withdrawal; 2) Ms. Mauri's substitution as lead counsel; and 3) the designation of Mr. Gorry as back up counsel in this proceeding.

Respectfully submitted,

Dated July 25, 2024

by:



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Counsel for RealD Spark, LLC

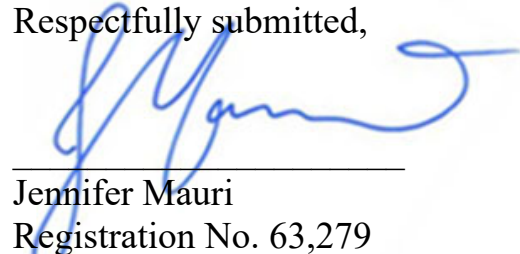
CERTIFICATE OF SERVICE

A copy of Patent Owner's Unopposed Motion for Withdrawal and Substitution of Lead Counsel has been served on Petitioner via electronic mail at the following counsel of record for Petitioner:

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Respectfully submitted,



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Dated: July 25, 2024

by: