

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS
Petitioner,

v.

GENERAL ACCESS SOLUTIONS, LTD.,
Patent Owner.

Case No. IPR2023-01147

U.S. Patent No. 9,426,794

**DECLARATION OF BRIAN ROSENTHAL IN SUPPORT OF
PETITIONER'S MOTION FOR ADMISSION *PRO HAC VICE***

I, Brian A. Rosenthal, hereby attest to the following:

1. I am more than twenty-one years of age, am competent to present this declaration, and have personal knowledge of the facts set forth herein.

2. This declaration is given in support of Petitioner's Motion for Admission *Pro Hac Vice* of Brian Rosenthal.

3. I am a partner at the law firm of Gibson, Dunn & Crutcher LLP in New York, NY.

4. I have been practicing law for 24 years. I am an experienced litigation attorney and have been involved in numerous patent infringement cases in Federal Courts across the country. I have experience in various aspects of patent infringement matters including jury and bench trials, Markman hearings, and summary judgment hearings.

5. I am a member in good standing of the New York Bar (2001) and the District of Columbia Bar (2002), and I am admitted to practice before the following Federal Courts: United States Court of Appeals for the Federal Circuit; United States Court of Federal Claims; United States District Court for the Southern District of New York; United States District Court for the Eastern District of Texas; District of Columbia; and United States District Court for the Western District of Texas. I have not been suspended or disbarred from practice before any court or administrative body.

6. I have never had an application for admission to practice before any court or administrative body denied.

7. I have never had sanctions or contempt citations imposed by any court or administrative body imposed against me.

8. I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in part 42 of 37 C.F.R.

9. I will be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 et seq. and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

10. In the past three years I previously applied for, and was granted, *pro hac vice* status in the following *inter partes* review proceedings:

- *Dell Technologies Inc. et al. v. Corrigent Corp.*, IPR2023-00370 (Paper 10, April 24, 2023)
- *Dell Technologies Inc. et al. v. Corrigent Corp.*, IPR2023-00464 (Paper 12, April 27, 2023)
- *Sharkninja Operating LLC et al. v. Bissell Inc.*, IPR2022-01175 (Paper 35, October 22, 2023)
- *Sharkninja Operating LLC et al. v. Bissell Inc.*, IPR2022-01176 (Paper 37, October 22, 2023)

- *Sharkninja Operating LLC et al. v. Bissell Inc.*, IPR2022-01177 (Paper 40, October 22, 2023)
- *Sharkninja Operating LLC et al. v. Bissell Inc.*, IPR2022-01194 (Paper 24, October 22, 2023)
- *Sharkninja Operating LLC et al. v. Bissell Inc.*, IPR2022-01195 (Paper 24, October 22, 2023)
- *SharkNinja Sales Co et al v. iRobot Corporation et al.*, IPR2021-00544 (Paper 36, April 6, 2022)
- *Sophos Inc. v. Open Text Inc. et al.*, IPR2023-00491 (Paper 12, May 2, 2023)
- *Sophos Inc. v. Open Text Inc. et al.*, IPR2023-00633 (Paper 12, May 2, 2023)
- *Sophos Inc. v. Open Text Inc. et al.*, IPR2023-00699 (Paper 12, May 25, 2023)
- *Sophos Inc. v. Open Text Inc. et al.*, IPR2023-00731 (Paper 12, July 12, 2023)
- *Sophos Inc. v. Open Text Inc. et al.*, IPR2023-00732 (Paper 12, July 12, 2023)
- *Sophos Inc. v. Webroot Inc.*, IPR2023-00528 (Paper 12, May 2, 2023)

- *SharkNinja, Inc. et al v. Dyson Tech. Ltd.*, IPR2023-01324 (Paper 17, April 22, 2024)
- *SharkNinja, Inc. et al v. Dyson Tech. Ltd.*, IPR2023-01322 (Paper 19, April 22, 2024)

11. I have a pending motion for *pro hac vice* status in related IPR2023-00978, which involves the same parties as the present IPR and relates to the same copending litigation.

12. I am familiar with the subject matter at issue in this proceeding. I have been involved consistently and substantively in this inter partes review proceeding since its inception in June 2023. I have reviewed the papers filed in this proceeding. Since October 2022, I have been counsel for the defendant, Verizon, in copending litigation in the United States District Court for the Eastern District of Texas between Petitioner Verizon and the Patent Owner. *General Access Sols., Ltd. v. Cellco Partnership d/b/a Verizon Wireless et al.*, No. 2:22-cv-394-JRG (E.D. Tex.). That litigation involves the same '794 patent under review in this proceeding.

13. I have engaged in extensive strategic and substantive discussions regarding this proceeding with Justin J. Oliver, who is the lead counsel for Petitioner, and Stephan Yam, who is designated as back-up counsel for Petitioner. I have also engaged in extensive substantive discussions with experts concerning issues relevant to this proceeding.

14. Therefore, I have established familiarity with the subject matter at issue in this proceeding.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Respectfully Submitted,

Date: September 11, 2024

By: /Brian A. Rosenthal/

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