

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MANUFACTURING RESOURCES INTERNATIONAL, INC.,
Petitioner,

v.

SAMSUNG ELECTRONICS CO., LTD,
Patent Owner

U.S. Patent No. 8,223,311

Case No. IPR2023-01202

**PATENT OWNER'S MOTION FOR *PRO HAC VICE* ADMISSION OF
CHRISTINE POTKAY UNDER 37 C.F.R. § 42.10(c)**

Mail Stop PATENT BOARD
Patent Trial and Appeal Board
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Pursuant to 37 C.F.R. §42.10(c) Patent Owner Samsung Electronics Co., Ltd. respectfully request that the Board allow Christine Potkay to appear *pro hac vice* on its behalf in this proceeding, IPR2023-01202 regarding U.S. Patent No. 8,223,311 (“the ‘311 patent”).

I. THE REQUEST IS TIMELY

Pursuant to the Board’s “Notice of Filing Date Accorded to Petition and Time for Filing Patent Owner Preliminary Response,” dated August 11, 2023 (Paper No. 5), authorizing the parties to file motions for *pro hac vice* admission under 37 C.F.R. §42.10(c), Patent Owner Samsung Electronics Co., Ltd. respectfully request that the Board allow Christine Potkay to appear *pro hac vice* on their behalf in this proceeding. Counsel for Petitioner does not oppose the relief requested in this motion.

II. REASONS THE REQUESTED RELIEF SHOULD BE GRANTED

As set forth in the Statement of Material Facts below, and as required by 37 C.F.R. § 42.10(c), the Patent Owner has demonstrated good cause to admit Ms. Potkay *pro hac vice* in this proceeding. In particular, Patent Owner’s lead counsel is a registered practitioner, and Ms. Potkay is an experienced litigating attorney having an established familiarity with the subject matter at issue in this proceeding.

Furthermore, this motion is being filed more than twenty one days after service of the petition; includes a statement of facts showing good cause for the

Board to recognize Ms. Potkay *pro hac vice*; and is being filed concurrently with Exhibit 2011 the Declaration of Christine Potkay in Support of Patent Owner's Motion for *Pro Hac Vice* Admission of Christine Potkay under 37 C.F.R. § 42.10(c) ("Potkay Decl."), all in accordance with the "Order Authorizing Motion for *Pro Hac Vice* Admission" in *Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639, Paper 7 at 3 (P.T.A.B. Oct. 15, 2013).

III. STATEMENT OF MATERIAL FACTS

1. 37 C.F.R. § 42.10(c) provides that "[t]he Board may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause, subject to the condition that lead counsel be a registered practitioner and to any other conditions as the Board may impose. For example, where the lead counsel is a registered practitioner, a motion to appear *pro hac vice* by counsel who is not a registered practitioner may be granted upon showing that counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding."

2. Linnea Cipriano, lead counsel for Patent Owner Samsung Electronics Co., Ltd. in this proceeding, is a registered practitioner holding Registration No. 67,729.

3. As set forth in the Potkay Declaration, Ms. Potkay is a member in good standing in all jurisdictions to which she has been admitted to practice, and is

admitted to the Bar of the State of New York (Bar Number 5581640). Ms. Potkay has been practicing law since 2017. Ms. Potkay's experience in patent litigation matters includes examining expert and non-expert witnesses at deposition, presentation of non-expert testimony at a hearing, and other patent-related pleadings concerning, inter alia, patent validity and infringement issues. (Potkay Decl. ¶¶ 2–4).

4. Ms. Potkay also has an established familiarity with the precise subject matter at issue in this proceeding. In the course of this representation, she has developed a strong familiarity with the '311 patent, its prosecution history, the general subject matter to which the '311 patent is directed, and the prior art references relied upon by the Petitioners. (Potkay Decl., ¶ 6.) Additionally, Ms. Potkay has thoroughly reviewed the Petition, Patent Owner's Preliminary Response and accompanying Exhibits submitted in this proceeding. *Id.*

5. Ms. Potkay has attested to each of the requirements set forth in paragraph 2(b)(i)-(viii) of the "Order Authorizing Motion for *Pro Hac Vice* Admission" in Case IPR2013-00639, Paper 7, at 3. (Potkay Decl. ¶¶ 7-11).

6. The Commissioner is hereby authorized to charge all fees due in connection with this *pro hac vice* application to Attorney Deposit Account 506989.

IV. CONCLUSION

In view of the foregoing, Patent Owner respectfully submits that the requirements of 37 C.F.R. § 42.10(c) have been satisfied, and request an Order permitting Christine Potkay to appear *pro hac vice* on their behalf in this proceeding.

Respectfully submitted,
GOODWIN PROCTER LLP

Date: April 30, 2024

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CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing
**PATENT OWNER'S MOTION FOR PRO HAC VICE ADMISSION OF
CHRISTINE POTKAY UNDER 37 C.F.R. § 42.10(c) and Exhibit 2011** have
been served on counsel for Petitioner by email upon the following addresses:

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Respectfully submitted,
GOODWIN PROCTER LLP

Date: April 30, 2024

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