

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE LLC, SAMSUNG ELECTRONICS CO., LTD., AND
SAMSUNG ELECTRONICS AMERICA, INC.,
PETITIONERS,

v.

NARISTE NETWORKS PTY. LTD.,
PATENT OWNER.

CASE IPR2023-01374
PATENT RE48,206

PATENT OWNER'S SECOND CORRECTED
NOTICE OF INTENT TO DESIGNATE
PROVISIONALLY RECOGNIZED PTAB
ATTORNEY MICHAEL D. MCBRIDE AS
BACKUP COUNSEL¹

37 C.F.R. § 42.10(c)

¹ The Board authorized Patent Owner to file this notice via email on December 12, 2024. The Board notified Patent Owner of deficiencies in the first corrected filing (Paper 20) via email on December 20, 2024.

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CURRENT EXHIBIT LIST

No.	Brief Description
2001	Declaration of Dr. Samuel Pullen
2002	Prosecution History of U.S. Patent No. 8,022,870
2003	Marius Specht, Experimental Studies on the Relationship Between HDOP and Position Error in the GPS System, Metrology and Measurement Systems, Vol. 29 No1, pp. 17-36 (2022)
2004	U.S. Patent No. 6,061,021 to Zibell (Zibell)
2005	U.S. Patent No. 5,894,266 to Wood, Jr. et al (“Wood”)
2006	U.S. Patent No. 6,424,843 to Reitmaa et al (“Reitmaa”)
2007	P.Misra and P. Enge, Global Positioning System: Signals, Measurement, and Performance, Ganga-Jamuna Press, 2nd Ed., 2006
2008	F.J. Bueche and E. Hecht, Schaum’s Outline of Theory and Problems of College Physics, McGraw-Hill, 9th Ed., 1997
2009	E.D. Kaplan and C.J. Hegarty, Eds., GPS: Principles and Applications, Artech House, 2nd Ed., 2006
2010	B.Parkinson, J. Spilker, P. Axelrad, P. Enge, Eds., Global Positioning System: Theory and Applications, Volume I, American Institute of Aeronautics and Astronautics (AIAA), 1996
2011	S.Liao, Why GPS-dependent Apps Deplete Your Smartphone Battery, The Verge (Aug. 17, 2018)
2012	M.Sullivan, A Brief History of GPS, PCWorld (Aug. 9, 2012), available at https://www.pcworld.com/article/461346/a-brief-history-of-gps.html
2013	E.Eason, Smartphone Battery Inadequacy, Stanford University (Dec.17, 2020), available at http://large.stanford.edu/courses/2010/ph240/eason1/
2014	Intentionally Omitted

No.	Brief Description
2015	Corrected Declaration of Michael D. McBride in Support of Patent Owner's Corrected Notice of Intent to Designate Provisionally Recognized Attorney Michael D. McBride as Backup Counsel
2016	Second Corrected Declaration of Michael D. McBride in Support of Patent Owner's Second Corrected Notice of Intent to Designate Provisionally Recognized Attorney Michael D. McBride as Backup Counsel

I. INTRODUCTION

Per 37 C.F.R. § 42.10(c)(2) and permission of the Board, Nariste Networks Pty. Ltd. (“Patent Owner”) gives this second corrected notice of its intent to designate provisionally recognized attorney Michael D. McBride (“Mr. McBride”) as backup counsel.² The facts set forth below and the accompanying Declaration of Mr. McBride, Ex. 2016 (“McBride Decl.”), support his *pro hac vice* admission.

II. STATEMENT OF FACTS SHOWING THERE IS GOOD CAUSE FOR THE BOARD TO RECOGNIZE COUNSEL *PRO HAC VICE* DURING THE PROCEEDING

A. Identity of the Registered Practitioner Who Will Serve as Lead Counsel

Joshua S. Wyde is a registered practitioner (Reg. No. 57,698) who is currently serving, and will continue to serve, as lead counsel for Patent Owner. *See* Papers 6–7.

B. The Most Recent Prior Proceeding in Which the Person Seeking to Appear Was Recognized *Pro Hac Vice* by Order of the Patent Trial and Appeal Board Pursuant to a Motion of the Type Described in 37 C.F.R. §42.10(c)(1)

The most recent prior proceeding in which Mr. McBride sought to appear and was recognized *pro hac vice* by order of the PTAB pursuant to a motion was *AT&T*

² Patent Owner apologizes for the missing/incorrect information in the first corrected filing. A search for Mr. McBride’s prior PHV motions failed to account for the fact that he is listed with his middle initial for some cases and that in one case the Board did not issue an order on Mr. McBride’s PHV motion.

Mobility LLC v. Daingean Techs. Ltd., IPR2024-00644 (PTAB). See Paper 6, June 18, 2024, Motion for PHV of Michael McBride, and Paper 7, ORDER Granting Patent Owner's Motion for Admission *Pro Hac Vice* of Michael McBride 37 C.F.R. § 42.10. McBride Decl. ¶3.

C. Requirements Enumerated in “Order Authorizing Motion for *Pro Hac Vice* Admission” in *Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639, Paper 7 (PTAB Oct. 15, 2013) (Representative)

Mr. McBride is a member in good standing of the bar of at least one state or the District of Columbia, specifically, Texas. McBride Decl. ¶4.

Mr. McBride has not been suspended or disbarred from practice before any court or administrative body. *Id.* ¶5.

No court or administrative body has ever denied Mr. McBride's application for admission to practice. *Id.* ¶6.

No court or administrative body has ever sanctioned or imposed contempt citations on Mr. McBride. *Id.* ¶7.

Mr. McBride has read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in 37 CFR part 42. *Id.* ¶8.

Mr. McBride agrees that he is subject to the USPTO Rules of Professional Conduct set forth in 37 CFR § 11.101 *et seq.* and disciplinary jurisdiction under 37 CFR § 11.19(a). *Id.* ¶9.

The proceedings before the Office for which Mr. McBride has applied to

appear *pro hac vice* where the Board granted the motion in the last three years are:

- *AT&T Mobility LLC et al. v. Daingean Techs. Ltd.*, IPR2024-00644, PHV Motion filed June 18, 2024 (Paper 6), granted July 10, 2024 (Paper 7)
- *AT&T Mobility LLC et al. v. Daingean Technologies. Ltd.*, IPR2024-00402, PHV Motion filed March 20, 2024 (Paper 9), granted May 21, 2024 (Paper 11)
- *AT&T Mobility LLC et al. v. Daingean Technologies Ltd.*, IPR2024-00310, PHV Motion filed Mar. 26, 2024 (Paper 6), granted May 20, 2024 (Paper 7)

Id. ¶10.

The proceeding before the Office for which Mr. McBride has applied to appear *pro hac vice* where the Board never issued a decision on the motion in the last three years is:

- *AT&T Mobility LLC et al v. Daingean Technologies. Ltd.*, IPR2024-00510, PHV Motion filed Mar. 20, 2024 (Paper 6)

Id. ¶11.

The proceedings before the Office for which Mr. McBride was listed in a mandatory notices as anticipated to appear *pro hac vice* but where a PHV motion was not or has not yet been filed in the last three years are:

- *Nokia of America et al. v. Iarnach Technologies Ltd.*, IPR2024-00899, filed June 20, 2024 (Paper 5)
- *AT&T Mobility LLC et al. v. Daingean Technologies Ltd.*, IPR2024-00730, filed Apr. 8, 2024 (Paper 3)
- *Nokia of America et al. v. Iarnach Technologies Ltd.*, IPR2024-00900, filed June 20, 2024 (Paper 5)

Id. ¶12.

Mr. McBride has legal familiarity with the subject matter at issue in the proceeding. *Id.* ¶¶2, 13–14.

III. CONCLUSION

Upon being deemed admitted *pro hac vice* under 37 C.F.R. § 42.10(2)(iii), Patent Owner will file updated mandatory notices identifying Mr. McBride as counsel of record. And Mr. McBride will keep the Board informed of sanctions, changes to good standing at a bar, or any other event that renders materially inaccurate or incomplete any representation that he made to the Board in connection with this request for *pro hac vice* notice. McBride Decl. ¶13.

Dated: December 20, 2024

Respectfully submitted,

/s/ Steven T. Jugle

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CERTIFICATE OF SERVICE

The undersigned certifies that on the twentieth day of December 20, 2024, a complete and entire copy of the foregoing “PATENT OWNER’S SECOND CORRECTED NOTICE OF INTENT TO DESIGNATE PROVISIONALLY RECOGNIZED PTAB ATTORNEY MICHAEL D. MCBRIDE AS BACKUP COUNSEL” including exhibits, if any, was served on the date below on the following counsel of record via email per Petitioners’ consent to electronic service.

See Paper 1 at 3.

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Dated: December 20, 2024

/s/ Steven T. Jugle
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