UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

META PLATFORMS, INC.
Petitioner

v.

MOBILE DATA TECHNOLOGIES, INC.,
Patent Owner

Case IPR2024-00249
U.S. Patent No. 9,619,578 B2

PETITIONER'S UNOPPOSED MOTION FOR *PRO HAC VICE* ADMISSION OF MARK R. WEINSTEIN UNDER 37 C.F.R. § 42.10(c)

Petitioner Meta Platforms, Inc. respectfully requests that the Board recognize Mark R. Weinstein, Esq., as counsel *pro hac vice* during this proceeding. Patent Owner's counsel do not oppose this Motion.

BACKGROUND

Petitioner's Motion for *Pro Hac Vice* Admission is being filed in compliance with and pursuant to the Order—Authorizing Motion for *Pro Hac Vice* Admission in Case No. IPR2013-00639 ["the Order"], and pursuant to the Board's advanced authorization expressed in the Board's Notice of Filing Date Accorded and time for Filing Patent Owner's Preliminary Response dated December 13, 2023 (Paper No. 3).

STATEMENT OF FACTS

As required by the Order, the following statement of facts shows that there is good cause for the Board to recognize Mr. Weinstein *pro hac vice*.

Mr. Weinstein is an experienced litigation attorney and has been involved in numerous complex litigations in state and federal courts. Mr. Weinstein's biography is attached hereto as Exhibit 1030 to this Motion.

Mr. Weinstein has reviewed U.S. Patent No. 9,619,578 and the petition already filed in this proceeding. Further, Mr. Weinstein is counsel for Meta Platforms, Inc. in the pending litigation between the parties involving U.S. Patent No. 9,619,578 before the U.S. District Court for the Western District of Texas

entitled *Mobile Data Technologies LLC v. Meta Platforms, Inc.,* Case No. 7:22-cv-00244 ADA-DTG, and, as such, is familiar with the subject matter at issue in this proceeding.

Therefore, Petitioner respectfully submits that there is good cause for the Board to recognize Mr. Weinstein as counsel *pro hac vice* during this proceeding.

DECLARATION OF INDIVIDUAL SEEKING TO APPEAR

Petitioner's Motion for *Pro Hac Vice* Admission is accompanied by a Declaration of Mark R. Weinstein attached hereto as Exhibit 1031 as required by the Order.

Dated: July 22, 2024

Respectfully submitted,

COOLEY LLP
ATTN: Patent Group
1299 Pennsylvania Avenue NW
Suite 700
Washington, DC 20004
Tel: (650) 843-5001
Fax: (650) 849-7400

By: */ Heidi L. Keefe /*
Heidi L. Keefe
Reg. No. 40,673
Counsel for Petitioner

CERTIFICATE OF SERVICE

I hereby certify, pursuant to 37 C.F.R. Section 42.6, that a complete copy of the attached **PETITIONER'S UNOPPOSED MOTION FOR PRO HAC VICE ADMISSION FOR MARK R. WEINSTEIN** and related documents are being served via electronic mail on the 22d day of July 2024 upon the Patent Owner's attorneys of record in this proceeding as follows:

Kevin Tuttle
ktuttle@spencerfane.com

Brian G. Strand
bstrand@spencerfane.com

Erick S. Robinson
erobinson@spencerfane.com

Patrick M. Dunn
pdunn@spencerfane.com

Kyle L. Elliott
kelliott@spencerfane.com

Homayoon Rafatijo
hrafatijo@spencerfane.com

mdt@spencerfane.com

DATED: July 22, 2024

/ *Heidi L. Keefe* /
Heidi L. Keefe
Reg. No. 40,673