

IPR2024-00300
Patent No. 11,560,770

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTELLIGENT WELLHEAD SYSTEMS, INC.,
Petitioner,

v.

DOWNING WELLHEAD EQUIPMENT, LLC
Patent Owner

IPR2024-00300
Patent No. 11,560,770

**PETITIONER'S UNOPPOSED MOTION FOR ADMISSION *PRO HAC*
VICE OF CALIFF T. COOPER UNDER 37 C.F.R. § 42.10(c)**

I. STATEMENT OF PRECISE RELIEF REQUESTED

Pursuant to 37 C.F.R. § 42.10(c), the Notice of Filing Date (Paper 3), which authorized the parties to file motions for *pro hac vice* admission in this case, and in accordance with the “Order – Authorizing Motion for *Pro Hac Vice* Admission” in Case IPR2013-00639, Paper 7 (“the *Pro Hac* Order”), Petitioner Intelligent Wellhead Systems, Inc. (“Petitioner”) requests the Board admit Califf T. Cooper *pro hac vice* in this proceeding. Petitioner has conferred with lead counsel for Patent Owner Downing Wellhead Equipment, LLC, (“Patent Owner”) and Patent Owner does not oppose this Motion.

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

Under 37 C.F.R. §42.10(c):

The 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.

Pursuant to the *Pro Hac* Order, Part 2(a), and as further described in the declaration of Califf T. Cooper (“Cooper Decl.”, Exhibit 1036) submitted in support of this motion, good cause exists for Califf T. Cooper to appear *pro hac* vice in this proceeding because:

1. Mr. Cooper is senior counsel at the law firm Osha Bergman Watanabe & Burton LLP and a member in good standing of the Bar of the State of Texas. Cooper Decl. at ¶ 1. Mr. Cooper is also admitted to practice in the U.S. Court of Appeals for the Federal Circuit and the U.S. District Courts for the Northern, Eastern, Southern, and Western Districts of Texas. *Id.* He has had no suspensions or disbarments from practice, no application for admission to practice denied, nor any sanctions or contempt citations. *Id.* at ¶¶ 2-4.

2. Mr. Cooper is an experienced patent litigator with over eighteen years in private practice and substantial experience with patent litigation. Cooper Decl. at ¶ 9. Mr. Cooper has been counsel in over two hundred patent infringement matters, including cases in at least ten District Courts. *Id.* Mr. Cooper has extensive experience advising clients on the validity and infringement of patents, working with experts, and developing strategies related to the enforcement of patents. *Id.*

3. Mr. Cooper has familiarity with the subject matter and patent-at-issue in this proceeding, U.S. Patent No. 11,560,770 (“the ’770 patent”), including its prosecution history and the scientific field to which the ’770 patent is addressed. *Id.*

at ¶ 8. He has worked on preparing and reviewing material submitted in this proceeding. *Id.*

4. Mr. Cooper has read and will comply with the Office Patent Trial Guide and the Board's Rules for Practices for Trials set forth in part 42 of title 37 of the Code of Federal Regulations, and he agrees to be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 et seq. and to disciplinary jurisdiction under 37 C.F.R. § 11.19(a). *Id.* at ¶¶ 5-6.

5. Mr. Cooper has previously practiced before this Board in six proceedings (IPR2017-01404, IPR2017-01492, IPR2017-01657, IPR2019-01302, IPR2019-01444, IPR2020-00007) and was granted *pro hac vice* admission to practice in all six proceedings. *Id.* at ¶ 7.

6. Tammy J. Terry, lead counsel for Petitioner in this proceeding, is a partner at Osha Bergman Watanabe & Burton LLP, a registered practitioner before the United States Patent and Trademark Office (Reg. No. 69,167), and will remain responsible as lead counsel for all submissions in this proceeding and ensure compliance with all applicable rules and regulations.

Pursuant to the *Pro Hac* Order, Part 2(b), the above-recited facts are supported by the attached Declaration of Califf T. Cooper in Support of Petitioner's Motion for Admission *Pro Hac Vice* (Exhibit 1036), which further includes the information required by Part 2(b)(i)-(viii).

III. CONCLUSION

For the foregoing reasons, Petitioner respectfully requests the Board grant Califf T. Cooper *pro hac vice* admission in this proceeding.

Dated: July 3, 2024

Respectfully submitted,

/Tammy J. Terry/

Tammy J. Terry (Reg. No. 69,167)

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***Counsel for Petitioner Intelligent
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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6, I hereby certify that a true and correct copy of the foregoing Petitioner's Unopposed Motion for Admission *Pro Hac Vice* of Califf T. Cooper Under 37 C.F.R. § 42.10(c) was served on July 3, 2024, via email to counsel for Patent Owner at the following:

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