UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE INC.,
Petitioner

v.

CARBYNE BIOMETRICS, LLC,
Patent Owner

_____

Case: IPR2024-00329
U.S. Patent No. 9,972,010

_____

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

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United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313

Pursuant to Rule 42.10(c), Patent Owner Carbyne Biometrics, LLC requests that the Board recognize Bradley Jarrett as counsel *pro hac vice* during this proceeding.

I. TIME FOR FILING

This Motion is being filed in compliance with and pursuant to the Order-Authorizing Motion for Pro Hac Vice Admission in Case No. IPR2013-00639 [Paper 7] ["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 January 30, 2024 [Paper 5].This Motion is timely because it is being filed no sooner than twenty-one (21) days after service of the Petition in this proceeding, which occurred on January 31, 2024.

II. STATEMENT OF FACTS

The following statement of facts show that there is good cause for the Board to recognize Mr. Jarrett as counsel *pro hac vice* in this proceeding.

Mr. Jarrett is an experienced litigation attorney and has an established familiarity with the subject matter at issue in this proceeding. Mr. Jarrett has been involved in numerous complex litigations in federal courts. Mr. Jarrett's biography is attached hereto as Exhibit 2030.

Mr. Jarrett has reviewed U.S. Patent No. 9,972,010, and the petition already filed in this proceeding.

Further, Mr. Jarrett is counsel of record in the co-pending litigation between the parties entitled *Carbyne Biometrics, LLC v. Apple Inc.*, before the U.S. District Court of Texas, Western Division, Civil Action No. 1:23-cv-00324-ADA, and, as such, is familiar with the subject matter at issue in this proceeding.

III. DECLARATION OF BRADLEY JARRETT

Patent Owner's Motion for *Pro Hac Vice* Admission is accompanied by the Declaration of Mr. Jarrett, filed as Exhibit 2029, attesting to the requirements laid out in the Board's Order Authorizing Motion for *Pro Hac* Vice Admission in Case IPR2013-00639 (Paper 7).

For the foregoing reasons, as well as the reasons contained in the attached declaration, Patent Owner respectfully requests admission of Bradley Jarrett as counsel *pro hac vice* during this proceeding.

Dated: September 27, 2024

Respectfully submitted,

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Counsel for Patent Owner,
Carbyne Biometrics, LLC

CERTIFICATION OF SERVICE

The undersigned hereby certifies that the foregoing **PATENT OWNER'S MOTION FOR *PRO HAC VICE* ADMISSION OF BRADLEY JARRETT UNDER 37 C.F.R. §42.10(c)** has been served on Petitioner via email on the following counsel of record for Petitioner:

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Dated: September 27, 2024

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