Paper No. 9

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD.,
SAMSUNG ELECTRONICS AMERICA, INC., and
GOOGLE LLC,
Petitioners,

v.

HEADWATER RESEARCH LLC,
Patent Owner.

Case No. IPR2024-00341
Patent No. 8,406,733

PETITIONERS' MOTION FOR PRO HAC VICE ADMISSION OF GREGORY F. CORBETT

LISTING OF EXHIBITS

EX-1001	U.S. Patent No. 8,406,733 to Raleigh ("the '733 Patent")
EX-1002	Excerpts from the Prosecution History of the '733 Patent ("the Prosecution History")
EX-1003	Declaration and Curriculum Vitae of Dr. Patrick Traynor
EX-1004	3GPP TS 23.140 v6.9.0 (2005-03); 3rd Generation Partnership Project; Technical Specification Group Terminals; Multimedia Messaging Service (MMS); Functional Description; Stage 2 ("TS-23.140")
EX-1005	U.S. Pat. No. 8,195,961B2 ("Ogawa")
EX-1006	**RESERVED**
EX-1007	**RESERVED**
EX-1008	PCT Pat. App. Pub. No. WO 2008/048075A1 ("Lee")
EX-1009	U.S. Pat. No. 7,975,147B1 ("Qumei")
EX-1010	U.S. Pat. No. 9,032,192B2 ("Frank")
EX-1011	"Open Mobile Alliance; OMA-ERELD-MMS-v1_2-20030923-C, Enabler Release Definition for MMS Version 1.2," available at *https://www.openmobilealliance.org/release/MMS/V1_2-20030923-C/OMA-ERELD-MMS-V1_2-20030923-C.pdf*
EX-1012	"Open Mobile Alliance; Multimedia Messaging Service Architecture Overview" (MMSARCH) specification, available at *https://www.openmobilealliance.org/release/MMS/V1_2-20030923-C/OMA-MMS-ARCH-V1_2-20030920-C.pdf*
EX-1013	The Secure Sockets Layer ("SSL") Protocol, V. 3.0, available at *https://web.archive.org/web/19970614041044/http://home.netscape.com/eng/ssl3/ssl-toc.html* and *https://web.archive.org/web/19970617034012/http://home.netscape.com/eng/ssl3/3-SPEC.HTM#1*

EX-1014	The Transport Layer Security ("TLS") Protocol, V. 1.1, available at *https://www.ietf.org/rfc/rfc4346.txt*
EX-1015	U.S. Pat. App. Pub. No. 2003/0096625 ("Mi-Su Lee")
EX-1016	**RESERVED**
EX-1017	**RESERVED**
EX-1018	Liaison Statement, European Telecommunications Standards Institute AT-F Rapporteur Meeting, 4 to 6 February 2003 (ETSI / AT-F TD18), available at *https://www.3gpp.org/ftp/tsg_sa/TSG_SA/TSGS_19/Docs/PDF/SP-030167.pdf*
EX-1019	**RESERVED**
EX-1020	USPTO Binding Interim Guidance Addressing PTAB's Approach to Discretionary Denials, June 21, 2022, available at *https://www.uspto.gov/sites/default/files/documents/interim_proc_discretionary_denials_aia_parallel_district_court_litigation_memo_20220621_.pdf*
EX-1021	Plaintiff Headwater Research LLC's Disclosure of Asserted Claims And Infringement Contentions, *Headwater Research LLC v. Samsung Electronics Co.*, 6:23-cv-00103-JRG-RSP (WDTX)
EX-1022	Docket Control Order , 2:23-CV-00103-JRG-RSP, [63] December 1, 2023
EX-1023	Samsung Stipulation letter regarding IPR grounds in District Court Litigation
EX-1024	Declaration of Friedhelm Rodermund
EX-1025	**RESERVED**
EX-1026	U.S. Patent No. 7,509,487 to Lu et al. ("Lu")
EX-1027	U.S. Patent Pub. No. 2005/0207379 to Shen et al. ("Shen")

EX-1028	*Transporting data between wireless applications using a messaging system—MMS*, Miraj E Mostafa, Wireless Communications and Mobile Computing (2007) ("Mostafa")
EX-1029	Dictionary of Computer Science, Engineering, and Technology, CRC Press LLC, 2001
EX-1030	**RESERVED**
EX-1031	U.S. Patent No. 8,010,669 to Sathish
EX-1032	U.S. Patent No. 7,689,252 to Nishida
EX-1033	**RESERVED**
EX-1034	**RESERVED**
EX-1035	RDF Primer, W3C Recommendation 10 February, 2004 available at https://www.w3.org/TR/rdf-primer/
EX-1036	Yahoo's RSS Reader goes LIVE on My Yahoo, available at https://www.searchenginejournal.com/yahoos-rss-reader-goes-live-on-my-yahoo/212/
EX-1037	Nokia E71 review: Nokia E71, available at https://www.cnet.com/reviews/nokia-e71-review/
EX-1038	Plaintiff Headwater Research LLC's Amended Infringement Contentions, *Headwater Research LLC v. Samsung Electronics Co.*, 6:23-cv-00103-JRG-RSP (WDTX)
EX-1039	U.S. Patent No. 8,620,988 to Sohm et al. ("Sohm")
EX-1040	U.S. Patent No. 5,581,704 to Barbara et al. ("Barbara")
EX-1041	Declaration of Turhan F. Sarwar in Support of Motion for Admission *Pro Hac Vice*
EX-1042	Declaration of Gregory F. Corbett in Support of Motion for Admission *Pro Hac Vice*

I. STATEMENT OF PRECISE RELIEF REQUESTED

Pursuant to 37 C.F.R. § 42.10(c), Petitioners respectfully request that the Board admit Gregory F. Corbett *pro hac vice* in this proceeding, , IPR2024-00341. Petitioners are concurrently seeking admission of Mr. Corbett *pro hac vice* in related proceeding IPR2024-00342.

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

37 C.F.R. § 42.10(c) provides:

> 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 a showing that counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding.

The facts here establish good cause for the Board to recognize Mr. Corbett *pro hac vice* in this proceeding.

First, as set forth in Mr. Corbett's declaration (EX-1042), Mr. Corbett has an established familiarity with the subject matter at issue in these proceedings. He has worked on preparing and reviewing the materials submitted in this proceeding.

Second, Mr. Corbett has extensive patent litigation experience and is expected to use his experience to support Lead Counsel during the proceeding, including during depositions. Good cause exists to have Petitioners appoint as counsel Mr. Corbett, as a litigator, to assist Lead Counsel.

Furthermore, as set forth in his declaration, Mr. Corbett attests to all of the representations set forth in part 2(b) of Paper No. 7 from *Unified Patents v. Parallel Iron*, Case IPR2013-00639 (PTAB Oct. 15, 2013).

III. CONCLUSION

For the foregoing reasons, Petitioners respectfully request that the Board admit Gregory F. Corbett *pro hac vice* in this proceeding.

Respectfully submitted,

Dated 06/24/2024

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CERTIFICATE OF SERVICE

Pursuant to 37 CFR § 42.6(e), the undersigned certifies that on June 24, 2024, a complete and entire copy of this Petitioner's Unopposed Motion for *Pro Hac Vice* Admission of Gregory F. Corbett and Exhibit 1042 were provided by email, to the Patent Owner, by serving the correspondence addresses of record as follows:

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