

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

STINGRAY GROUP INC. AND STINGRAY MUSIC USA, INC.,
PETITIONERS,

v.

EDWIN A. HERNANDEZ-MONDRAGON,
PATENT OWNER.

CASE IPR2025-00351
PATENT 11,140,441

DECLARATION OF MICHAEL D. MCBRIDE IN SUPPORT OF
PETITIONERS' NOTICE OF INTENT TO DESIGNATE
PROVISIONALLY RECOGNIZED ATTORNEY MICHAEL D.
MCBRIDE AS BACKUP COUNSEL

37 C.F.R. § 42.10



I, Michael D. McBride, declare as follows:

¶1. I am over the age of eighteen, I am of sound mind, and I am fully competent to testify. This declaration is based upon my personal knowledge, or, if so stated, upon information and belief.

¶2. I am a partner at the law firm of Alavi Anaipakos, PLLC. I have been in the private practice of patent litigation for more than 15 years. I have an established familiarity with the legal issues involved in these proceedings based on my years of experience litigating patents.

¶3. The most recent prior proceeding I sought to appear and was recognized *pro hac vice* by order of the PTAB pursuant to a motion was *AT&T Mobility LLC v. Daingean Techs. Ltd.*, IPR2024-00644 (PTAB Jul. 10, 2024). See Paper 7, ORDER Granting Patent Owner's Motion for Admission *Pro Hac Vice* of Michael McBride 37 C.F.R. § 42.10.

¶4. I am a member in good standing of the State Bar of Texas.

¶5. I have never been suspended or disbarred from practice before any court or administrative body.

¶6. I have never had an application for admission to practice before any court or administrative body denied.

¶7. I have not had any court or administrative body impose a sanction or contempt citation against me.

¶8. I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in part 42 of 37 Code of Federal Regulations.

¶9. I will be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

¶10. The proceedings before the Office for which I have 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)

¶11. The proceeding before the Office for which I have 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)

¶12. The proceedings before the Office for which I 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)

¶13. The proceeding before the Office for which I was deemed admitted PHV following a Notice of Intent to Designate Provisionally Recognized PTAB Attorney Michael D. McBride as Backup Counsel in the last three years is:

- *Google LLC et al. v. Nariste Networks Pty. Ltd.*, IPR2023-04374 (Papers 21–22)

¶14. Petitioners are concurrently filing a Notice of Intent to Designate Me as Backup Counsel in the following related cases:

- *Stingray Group Inc. et al. v. Edwin A. Hernandez-Mondragon*, IPR2025-00349
- *Stingray Group Inc. et al. v. Edwin A. Hernandez-Mondragon*, IPR2025-00350

¶15. I am familiar with the subject matter at issue in this proceeding, including the patent, its prosecution history, the identified references, and the merits papers filed by the Parties.

¶16. I represent Petitioners in the following case:

- *Hernandez, et al. v. Stingray Group Inc., et al.*, Case No. 1:24-cv-21226 (S.D. Fla. filed Apr. 2, 2024)

¶17. I further understand that I have a continuing duty to notify the Board in writing within five business days if: (i) I am sanctioned, cited for contempt, suspended, disbarred, or denied admission by any court or administrative agency; (ii) I no longer qualify as a member in good standing of the Bar of at least one State or the District of Columbia; or (iii) any other event occurs that renders materially inaccurate or incomplete any representation that I made to the Board in connection with this request for *pro hac vice* recognition other than subsequent applications for *pro hac vice* recognition unless such an application is denied.

¶18. I understand that these statements are made with the knowledge that willful false statements are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

¶19. Per 28 U.S.C § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed in Houston, Texas on March 21, 2025.

/s/ Michael D. McBride

Michael D. McBride