

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

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

v.

RADIAN MEMORY SYSTEMS, LLC,
Patent Owner.

Case IPR2025-01289
Patent 11,681,614

**PATENT OWNER RADIAN MEMORY SYSTEMS, LLC'S
NOTICE OF INTENT TO DESIGNATE PROVISIONALLY
RECOGNIZED PTAB ATTORNEY XU ZHOU
AS BACKUP COUNSEL UNDER 37 C.F.R. § 42.10(c)(2)**

EXHIBIT LIST	
2001	Lowenstein Declaration In Support of Notice of Intent
2002	Woo Declaration In Support of Notice of Intent
2003	Courtney Declaration In Support of Notice of Intent
2004	Zhou Declaration In Support of Notice of Intent
2005	Declaration of Mike Jadon, <i>Radian Memory Systems LLC v. Samsung Electronics Co., Ltd. et al.</i> , 2-24-cv-01073 (E.D. Tex. May 6, 2025), Dkt. 43-13 [Jadon-Decl.]
2006	Laura Caulfield, <i>Project Denali to define flexible SSDs for cloud-scale applications</i> , MICROSOFT AZURE BLOG (Mar. 20, 2018), https://azure.microsoft.com/en-us/blog/project-denali-to-define-flexible-ssds-for-cloud-scale-applications/ [Project-Denali-Article].
2007	Defendants Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc.’s Amended Answer, Defenses and Counterclaims, <i>Radian Memory Systems LLC v. Samsung Electronics Co., Ltd. et al.</i> , 2-24-cv-01073 (E.D. Tex. Sept. 8, 2025), Dkt. 67 [Amended-Answer]
2008	Memorandum re: Interim Processes for PTAB Workload Management (Mar. 26, 2025) [3/26/25 Memo]
2009	Plaintiff’s Complaint for Patent Infringement <i>Radian Memory Systems LLC v. Samsung Electronics Co., Ltd. et al.</i> , 2-24-cv-01073 (E.D. Tex. Dec. 24, 2024) Dkt. 1 [Complaint]
2010	Order On Plaintiff’s Motion to Withdraw Its Motion For Preliminary Injunction and Vacate The Hearing Set Before The Court, <i>Radian Memory Systems LLC v. Samsung Electronics Co., Ltd. et al.</i> , 2-24-cv-01073 (E.D. Tex. July 11, 2025), Dkt. 64[Order]
2011	Plaintiff’s Opposed Motion to Dismiss, <i>Radian Memory Systems LLC v. Samsung Electronics Co., Ltd. et al.</i> , 2-24-cv-01073 (E.D. Tex. July 17, 2025), Dkt. 69 [Motion-to-Dismiss]

2012	First Amended Docket Control Order, <i>Radian Memory Systems LLC v. Samsung Electronics Co., Ltd. et al.</i> , 2-24-cv-01073 (E.D. Tex. Apr. 14, 2025), Dkt. 32 [Docket-Control-Order]
2013	Samsung's P.R. 3-3 And 3-4 Invalidity Contentions, <i>Radian Memory Systems LLC v. Samsung Electronics Co., Ltd. et al.</i> , 2-24-cv-01073 (E.D. Tex. June 18, 2025 [Invalidity-Contentions]
2014	Statement of Interest of the United States of America <i>Radian Memory Systems LLC v. Samsung Electronics Co., Ltd. et al.</i> , 2-24-cv-01073 (E.D. Tex. June 24, 2025) Dkt. 52 [US Statement of Interest]
2015	Press Release, TrendForce, NAND Flash Revenue Surged Over 20% in 2Q25, SK Group Market Share Jumped to 21%, Says TrendForce (Aug. 28, 2025), https://www.trendforce.com/presscenter/news/20250828-12688.html [TrendForce]
2016	[How much do you know about flash memory? - Part 4] The World's No.1 Flash Memory Company, Samsung Electronics, and Their Unending Journey, Samsung Tech Blog (June 29, 2020), https://semiconductor.samsung.com/news-events/tech-blog/all-there-is-to-know-about-flash-memory-part4-samsung-electronics-world-no1-in-flash-memory-still-learning-still-innovating/ [Samsung-Article]
2017	<i>Reserved</i>
2018	Median and Average Time To Trial for Judge Rodney Gilstrap, E.D. Tex., Docket Navigator [Gilstrap Time to Trial]

I. INTRODUCTION

Pursuant to 37 C.F.R. § 42.10(c)(2), Patent Owner Radian Memory Systems, LLC (“Patent Owner”) files this notice of its intent to designate provisionally recognized PTAB attorney Xu Zhou (Mr. Zhou) as backup counsel. The facts set forth below and the accompanying Declaration of Mr. Zhou, Ex. 2004 (Zhou Decl.”), support his *pro hac vice* admission.

II. GOVERNING LAW, RULES, AND PRECEDENT

Section 42.10(c), 37 C.F.R., provides that:

(i) Any counsel who is not a registered practitioner, who has been previously recognized *pro hac vice* in a Board proceeding, and who has not subsequently been denied permission to appear *pro hac vice* in a Board proceeding shall be considered a provisionally recognized PTAB attorney. Provisionally recognized PTAB attorneys shall be eligible for automatic *pro hac vice* admission in subsequent proceedings, subject to the following conditions.

(ii) If a party seeks to be represented in a proceeding by a provisionally recognized PTAB attorney, that party may file a notice of intent to designate a provisionally recognized PTAB attorney as back-up counsel. No fee is required for such a notice. The notice shall:

(A) Identify a registered practitioner who will serve as lead counsel, and

(B) Be accompanied by a certification in the form of a declaration or affidavit in which the provisionally recognized PTAB attorney attests

to satisfying all requirements set forth by the Board for *pro hac vice* recognition of a provisionally recognized PTAB attorney and agrees to be subject to the USPTO Rules of Professional Conduct set forth in §§ 11.101 et seq. of this chapter and disciplinary jurisdiction under § 11.19(a) of this chapter.

As enumerated in *Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639, Paper 7 (P.T.A.B. Oct. 15, 2013) (“*Unified Patents Order*”), the Board has further required that counsel seeking to appear *pro hac vice* submit an affidavit or declaration attesting to the following:

- i. Membership in good standing of the Bar of at least one State or the District of Columbia;
- ii. No suspensions or disbarments from practice before any court or administrative body;
- iii. No application for admission to practice before any court or administrative body ever denied;
- iv. No sanctions or contempt citations imposed by any court or administrative body;
- v. The individual seeking to appear has 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 C.F.R.;

- vi. The individual will be subject to the U.S.P.T.O. 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);
- vii. All other proceedings before the Office for which the individual has applied to appear *pro hac vice* in the last three (3) years; and
- viii. Familiarity with the subject matter at issue in the proceeding.

III. STATEMENT OF FACTS

Based on the following statement of facts, and supported by the Declaration of Xu Zhou, submitted herewith as Exhibit 2004, Patent Owner requests the automatic *pro hac vice* admission of Xu Zhou in this proceeding:

1. Patent Owner's lead counsel, Kenneth Weatherwax is a registered practitioner (Reg. No. 54,528).
2. Mr. Zhou is an associate at the law firm of Caldwell Cassidy Curry PC. Ex. 2004 ¶ 8.
3. Mr. Zhou is an experienced litigator, and the majority of his practice has consisted of patent related matters such as patent litigations. *Id.* ¶ 9. Representative patent litigations where Mr. Zhou has been actively involved as patent litigation counsel include:

- *VirnetX Inc. et al. v. Apple Inc.*, No. 6:12-cv-00855 (E.D.T.X.)

- *Match Group, LLC v. Bumble Trading Inc.*, No. 6:18-cv-00080 (W.D.T.X.)
- *Huawei Technologies Co. Ltd. v. Verizon Communications Inc. et al.*, No. 2:20-cv-00030 (E.D.T.X.)
- *Neo Wireless, LLC v. Dell Technologies Inc. et al.*, No. 6:21-cv-00024 (W.D.T.X.)
- *Neo Wireless, LLC v. Dell Technologies Inc. et al.*, No. 6:21-cv-00025 (W.D.T.X.).
- *Neo Wireless, LLC v. Dell Technologies Inc. et al.*, No. 6:21-cv-00060 (W.D.T.X.).
- *In re Neo Wireless, LLC Patent Litigation*, No. 2:22-md-03034 (E.D.M.I)
- *Nanoco Technologies Ltd. v. Samsung Electronics Co. et al.*, No. 2:20-cv-00038 (E.D.T.X.)
- *BeSang Inc. v. Micron Technology, Inc. et al.*, No. 2:23-cv-00028 (E.D.T.X.)
- *BeSang Inc. v. Intel Corporation*, No. 3:23-cv-00113 (D. Or.)

Ex. 2004 ¶ 9.

4. Mr. Zhou's experience in post-grant patent proceedings includes drafting pleadings and motions, taking and defending depositions, attending

hearings and trials, leading meet and confers, etc. *Id.* ¶ 10. Representative matters where Mr. Zhou is or was actively involved include:

- *Samsung Electronics Co., Ltd. et al v. Radian Memory Systems LLC* (IPR2025-01266, -01321, -01350, -01376, -01377, -01378).
- *General Motors LLC et al v. Neo Wireless, LLC* (IPR2023-00962).
- *American Honda Motor Co., Inc. v. Neo Wireless, LLC* (IPR2023-00797).
- *Ford Motor Company v. Neo Wireless, LLC* (IPR2023-00763).
- *Volkswagen Group of America, Inc. v. Neo Wireless, LLC* (IPR2022-01537, -01539, -01567, IPR2023-00426).

Ex. 2004 ¶ 10.

5. Mr. Zhou has an established familiarity with the subject matter at issue in this proceeding. *Id.* ¶ 16. Mr. Zhou has reviewed the Patent at issue as well as the Petition and the relevant art. *Id.*

6. Mr. Zhou is a member in good standing of the State Bar of Texas. *Id.* ¶¶ 1, 2.

7. Mr. Zhou has never been suspended or disbarred from practice before any court or administrative body. *Id.* ¶ 3.

8. No application of Mr. Zhou for admission to practice before any court or administrative body has ever been denied. *Id.* ¶ 4.

9. No sanctions or contempt citations have ever been imposed against Mr. Zhou by any court or administrative body. *Id.* ¶ 5.

10. Mr. Zhou has 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 C.F.R. Ex. 2004 ¶ 6.

11. Mr. Zhou understands that he will be subject to the U.S.P.T.O. 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). Ex. 2004 ¶ 7.

12. The following are the most recent prior proceedings in which Mr. Zhou was recognized *pro hac vice* before the Board, with admission granted on September 7, 2023:

- *Ford Motor Company v. Neo Wireless, LLC* (IPR2023-00763).

Ex. 2004 ¶ 11.

13. Mr. Zhou has previously been admitted to appear, *pro hac vice*, in the following matters before the U.S.P.T.O. within the last three years:

- *Ford Motor Company v. Neo Wireless, LLC*, IPR2023-00763 (P.T.A.B.).
- *Volkswagen Group of America, Inc. v. Neo Wireless, LLC* (IPR2022-01537, -01539, -01567, IPR2023-00426) (P.T.A.B.).

- *American Honda Motor Co., Inc. v. Neo Wireless, LLC*, IPR2023-00797 (P.T.A.B).

Ex. 2004 ¶ 12.

14. Mr. Zhou has previously applied for admission, *pro hac vice*, in the following matters before the U.S.P.T.O. which were terminated before the application was granted:

- *General Motors LLC et al v. Neo Wireless, LLC*, (IPR2023-00962).

Id. ¶ 13.

15. Mr. Zhou is concurrently applying for *pro hac vice* admission in the following matters:

- *Samsung Electronics America Inc. and Samsung Electronics Co., Ltd. v. Radian Memory Systems, LLC* (IPR2025-01266, -01321, -01350, -01376, -01377, -01378).

Ex. 2004 ¶ 14.

16. Other than the matters identified in ¶¶ 12-15, *supra*, Mr. Zhou has not applied to appear *pro hac vice* in any other proceedings before the U.S.P.T.O. in the last three years.

IV. CONCLUSION

Upon being deemed admitted *pro hac vice* under 37 C.F.R. § 42.10(2)(iii), Patent Owner will file updated mandatory notices accordingly. And Mr. Zhou will keep the Board informed of sanctions, changes to good standing at a bar, or any other event that renders materially inaccurate or incomplete any representation that he made to the Board in connection with this request for *pro hac vice* notice. Ex. 2004 ¶ 17.

Respectfully submitted,

/ Kenneth J. Weatherwax /
Kenneth J. Weatherwax (Reg. No. 54,528)
LOWENSTEIN & WEATHERWAX LLP

Date: October 6, 2025

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the following documents were served
by electronic service, by agreement between the parties, on the date signed below:

**PATENT OWNER RADIAN MEMORY SYSTEMS, LLC'S
NOTICE OF INTENT TO DESIGNATE PROVISIONALLY
RECOGNIZED PTAB ATTORNEY XU ZHOU
AS BACKUP COUNSEL UNDER 37 C.F.R. § 42.10(c)(2)**

EXHIBIT 2004

The names and address of the parties being served are as follows:

James M. Glass
John T. McKee
Nima Hefazi

jimglass@quinnemanuel.com
johnmckee@quinnemanuel.com
nimahefazi@quinnemanuel.com

Respectfully submitted,

/ Gwynneth Orlino /

Date: October 6, 2025