UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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MICROSOFT CORP.,
Petitioner,

v.

QOMPLX LLC,
Patent Owner.

_____

Case IPR2026-00298
Patent 12,143,424

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PATENT OWNER QOMPLX LLC'S NOTICE OF INTENT TO DESIGNATE PROVISIONALLY RECOGNIZED PTAB ATTORNEY DENNIS J. COURTNEY AS BACKUP COUNSEL UNDER 37 C.F.R. § 42.10(c)(2)

EXHIBIT LIST	
2001	Declaration and CV of Dr. Sam Malek
2002	Lowenstein Declaration In Support of Notice of Intent
2003	Woo Declaration In Support of Notice of Intent
2004	Courtney Declaration In Support of Notice of Intent

I. INTRODUCTION

Pursuant to 37 C.F.R. § 42.10(c)(2), Patent Owner Qomplx LLC ("Patent Owner") files this notice of its intent to designate provisionally recognized PTAB attorney Dennis J. Courtney (Mr. Courtney) as backup counsel. The facts set forth below and the accompanying Declaration of Dennis J. Courtney, Ex. 2004 (Courtney 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.
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> (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 Dennis J. Courtney, submitted herewith as Exhibit 2004, Patent Owner requests the automatic *pro hac vice* admission of Dennis J. Courtney in this proceeding:

1. Patent Owner's lead counsel, Kenneth Weatherwax, is a registered practitioner (Reg. No. 54,528).

2. Mr. Courtney is a partner at the law firm of Lowenstein & Weatherwax LLP. Ex. 2004 ¶ 8.

3. Mr. Courtney is an experienced litigator, and the majority of his practice has consisted of patent litigation and other patent related matters such as PTAB litigations and matters in federal district and appellate courts. *Id*. ¶ 9.

Representative patent litigations where Mr. Courtney has been actively involved as patent litigation counsel include:

- *RainDance Technologies, Inc. et al. v. 10X Genomics, Inc.*, 1:15-cv-00152 (D. Del.).
- *MyMail v. Yahoo!, Inc.*, 2:16-cv-01000 (E.D. Tex.).
- *Personal Genomics Taiwan, Inc. v. Pacific Biosciences of California, Inc.*, 1:19-cv-01810 (D. Del.).
- *Labrador Diagnostics LLC v. BioFire Diagnostics, LLC et al*, 1:20-cv-00348 (D. Del.).
- *Spectra Licensing Group, LLC v. Marvell Semiconductor, Inc. et al*, 3:16-cv-06093 (N.D. Cal.).
- *Finjan, Inc. v. Juniper Network, Inc.,* 3:17-cv-05659 (N.D. Cal.).
- *AbCellera Biologics Inc. et al v. Berkeley Lights, Inc.,* 4:20-cv-08624 (N.D. Cal.).
- *AbCellera Biologics Inc. v. Berkeley Lights, Inc.,* 4:20-cv-08626 (N.D. Cal.).
- *AbCellera Biologics Inc. v. Berkeley Lights, Inc.,* 4:20-cv-08627 (N.D. Cal.).
- *VLSI Technology LLC v. Intel Corporation,* 5:17-cv-05671 (N.D. Cal.).

Ex. 2004 ¶ 9.

4. Mr. Courtney's experience in post-grant patent proceedings includes drafting petitioner and patent owner responses and defending depositions. *Id*. ¶ 10. Representative matters where Mr. Courtney is or was actively involved include:

- *Palo Alto Networks, Inc. v. Qomplx LLC* (IPR2026-00362, -00363, -00364, -00371).
- *Microsoft Corporation v. Qomplx LLC* (IPR2026-00182, -00183, -00184, -00298, -00325, -00326).
- *Disney Entertainment and Sports LLC v. Adeia Technologies Inc.* (IPR2026-00053).
- *Disney Entertainment and Sports LLC v. Adeia Media Holdings Inc.* (IPR2026-00052, -00054).
- *Disney Entertainment and Sports LLC v. Adeia Media Holdings LLC* (IPR2026-00051).
- *Disney Entertainment and Sports LLC v. Adeia Guides Inc.* (IPR2026-00055, -00056).
- *Infineon Technologies Americas Corp. v. MOSAID Technologies Inc.* (IPR2025-01171, -01456, -01487, -01489).
- *Samsung Electronics Co., Ltd. et al v. Radian Memory Systems LLC* (IPR2025-01266, -01289, -01321, -01350, -01376, -01377, -01378).

- *International Business Machines Corporation v. Security First Innovations, LLC* (IPR2025-01200, -01201, -01202).
- *Amazon.com, Inc. et al v. DivX, LLC* (IPR2025-01062, -01222, -01223).
- *NVIDIA Corporation v. Neural AI, LLC* (IPR2025-00606, -00608, -00609, -00610).
- *Google LLC v. Security First Innovations LLC* (IPR2024-00214, -00215).
- *MediaTek, Inc. v. MOSAID Technologies Inc.* (IPR2024-00718, -00719, -00720, -00721, -00598, -00599, -00600).
- *Berkeley Lights, Inc. v. The University of British Columbia* (IPR2021-01386, -01249, -01250).
- *AbCellera Biologics Inc. v. Berkeley Lights, Inc.* (PGR2021-00051).
- *Pacific Biosciences of California, Inc. v. Personal Genomics Taiwan, Inc.* (IPR2020-01200, -01163).
- *Juniper Networks, Inc. v. Implicit, LLC* (IPR2020-00587, -00590, -00591, -00592, -00585, -00586).

Ex. 2004 ¶ 10.

5. Mr. Courtney has an established familiarity with the subject matter at issue in this proceeding. *Id*. ¶ 17. Mr. Courtney has reviewed the Patent at issue as well as the Petition and the relevant art. *Id*.

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

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

8. No application of Mr. Courtney 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. Courtney by any court or administrative body. *Id*. ¶ 5.

10. Mr. Courtney 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. Courtney 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. Courtney was recognized *pro hac vice* before the Board, with admission granted on September 16, 2020:

- *Pacific Biosciences of California, Inc. v. Personal Genomics Taiwan, Inc.* (IPR2020-01200, -01163).

Ex. 2004 ¶ 11.

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

- *Pacific Biosciences of California, Inc. v. Personal Genomics Taiwan, Inc.* (IPR2020-01200, -01163).
- *Juniper Networks, Inc. v. Implicit, LLC* (IPR2020-00587, -00590, -00591, -00592, -00585, -00586).

Ex. 2004 ¶ 12.

14. Mr. Courtney has been previously designated a provisionally recognized *pro hac vice* PTAB attorney in the following matters:

- *Infineon Technologies America Corporation v. MOSAID Technologies, Inc.* (IPR2025-01171, -01456, -01487, -01489).
- *Samsung Electronics Co., Ltd. et al v. Radian Memory Systems LLC* (IPR2025-01266, -01289, -01321, -01350, -01376, -01377, -01378).

Ex. 2004 ¶ 13.

15. Mr. Courtney 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:

- *Amazon.com, Inc. et al v. DivX, LLC* (IPR2025-01062, -01222, -01223).

Ex. 2004 ¶ 14.

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

- *Palo Alto Networks, Inc. v. Qomplx LLC* (IPR2026-00363, -00371).

Id. ¶ 15.

17. Other than the matters identified in ¶¶ 14-16 *supra*, Mr. Courtney 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. Courtney 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 ¶ 18.

Respectfully submitted,

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

Date: June 29, 2026

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 QOMPLX'S
NOTICE OF INTENT TO DESIGNATE PROVISIONALLY RECOGNIZED PTAB ATTORNEY DENNIS J. COURTNEY 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:

Andrew M. Mason	andrew.mason@klarquist.com
Frank Morton-Park	frank.morton-park@klarquist.com
Todd M. Siegel	todd.siegel@klarquist.com
Samuel B. Thacker	samuel.thacker@klarquist.com
	Msft-Qomplx@klarquist.com

Respectfully submitted,

/ Gwynneth Orlino /

Date: June 29, 2026