

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SIMPSON STRONG-TIE COMPANY INC.,
Petitioner

v.

COLUMBIA INSURANCE COMPANY,
Patent Owner

Case PGR2024-00050
U.S. Patent No. 11,920,339

**PETITIONER SIMPSON STRONG-TIE COMPANY INC.’S
MOTION FOR *PRO HAC VICE* ADMISSION OF LINDSAY A. VAN
KEULEN UNDER 37 C.F.R. § 42.10(c)**

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Patent Trial and Appeal Board
U.S. Patent & Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

PETITIONER’S UPDATED EXHIBIT LIST

Exhibit No.	Description
1001	U.S. Patent No. 11,920,339 to Brekke et al. (“the Patent-at-Issue”)
1002	Prosecution History of the Patent-at-Issue
1003	Declaration of W. Andrew Fennell in Support of Petition for Post-Grant Review of U.S. Patent No. 11,920,339
1004	GB Patent App. Pub. No. 2,451,853A (Cullen)
1005	U.S. Patent No. 9,394,680 to Bundy et al. (“Bundy”)
1006	U.S. Patent No. 4,827,684 to Allan (“Allan”)
1007	Japanese Design Patent No. D1213894 to Yamaguchi (Yamaguchi) with attached certified English-language translation
1008	Japanese Application No. 19991014482 to Tsukamoto (“Tsukamoto”)
1009	U.S. Patent No. 4,696,113 to Rice (“Rice”)
1010	U.S. Patent App. Pub. No., 2011/0047806 to Harrison (“Harrison”)
1011	GB Patent App. Pub. No. 2,433,522 to Robinson (“Robinson”)
1012	“Technical Bulletin: Top Flange Joist Hangers Installed on Walls Over Wood Structural Patent Sheathing or Drywall”, Simpson Strong-Tie Company, Inc., published August 2013.
1013	U.S. Patent No. 4,196,556 to Russo (“Russo”)
1014	U.S. Patent No. 9,151,058 to Leathe (“Leathe”)
1015	U.S. Publication No. 2001/0054270 to Rice (“Rice”)
1016	<i>Fire-Rated Assemblies in Commercial Construction (“The Purple Book”)</i> , National Gypsum Properties, LLC (November 5, 2013)
1017	<i>GA-600-2012 Fire Resistance Design Manual, 20th Ed.</i> , Gypsum Association (June 2012).

Exhibit No.	Description
1018	<i>2012 International Building Code</i> , International Code Council, June 2011 (“IBC-2012”)
1019	WoodWorks, Four-story Wood-frame Structure over Podium Slab (2010) (“WoodWorks”).
1020	ASTM C1396 Standard Specification for Gypsum Board (2001).
1021	U.S. Patent Application Publication No. 2012/0219785 to Yu et al. (“Yu”).
1022	U.S. Patent No. 3,601,428 to Gilb
1023	U.S. Patent No. 3,633,950 to Gilb
1024	U.S. Patent No. 3,752,512 to Gilb
1025	U.S. Patent No. 4,480,941 to Gilb
1026	EP Patent No. 0210744 B1 to Adams (“Adams”)
1027	U.S. Patent Application Pub. No. 2008/0134620 to Contasti (“Contasti”)
1028	<i>Curriculum Vitae</i> of Andrew Fennell
1029	Ferguson, Drywall: Professional Techniques for Great Results, Taunton Press, 2012
1030	U.S. Patent No. 4,261,155 to Gilb (“Gilb’155”)
1031	“Mass Timber and Wood Framing,” Architectural Record Magazine, McGraw Hill Construction, November 2012, pp. 165-169 (“ArchRecord”)
1032	U.S. Patent No. 4,714,372 to Commins (“Commins”)
1033	ASTM C840 Standard Specification for Application and Finishing of Gypsum Board (2001)

Exhibit No.	Description
1034	2012 International Building Code
1035	Definitions of “plate” and “bounding,” Merriam Webster’s Collegiate Dictionary, Tenth Edition, Merriam-Webster, Inc., 1993
1036	U.S. Patent App. Pub. No. 2005/0155307 to Timony (“Timony”)
1037	U.S. Patent Provisional App. No. 61/922,531 to Brekke et al. (‘339 Prov”)
1038	The Gypsum Construction Handbook, Sixth Edition, USG Corporation, Published by John Wiley & Sons, Inc. 2009
1039	Declaration of Sylvia D. Hall-Ellis, Ph.D.
1040	Curriculum Vitae of Sylvia D. Hall-Ellis, Ph.D.
1041	Wayback Machine Screenshot of Architectural Record website (November 12, 2012)
1042	Wayback Machine Screenshot of Architectural Record Continuing Education Website (January 23, 2013)
1043	Wayback Machine Screenshot of Wikipedia Architectural Record Entry (December 5, 2012)
1044	Declaration of Joseph V. Mauch in support of Motion for <i>Pro Hac Vice</i> Admission
1045	Declaration of Lindsay A. van Keulen in support of Motion for <i>Pro Hac Vice</i> Admission

I. INTRODUCTION

Pursuant to 37 C.F.R. § 42.10(c), Petitioner Simpson Strong-Tie Company Inc. (“Petitioner”) respectfully requests that the Board recognize Lindsay A. van Keulen as counsel *pro hac vice* in this proceeding. Where the lead counsel is a registered practitioner, a non-registered practitioner may be permitted to appear *pro hac vice* “upon a showing that counsel is an experienced litigating attorney and has established familiarity with the subject matter at issue in the proceeding.” 37 C.F.R. § 42.10(c); *Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639, Paper 7 (P.T.A.B. Oct. 15, 2013) (setting forth requirements for *pro hac vice* admission).

As set forth in her Declaration submitted herewith (EX1045), Ms. van Keulen is an associate at Shartsis Friese LLP and a patent litigation attorney with significant experience advising clients regarding patent matters. Ms. van Keulen also represents Petitioner in connection with the underlying district court litigations involving the ’339 patent and related U.S. Patent Nos. 10,316,510 (“the ’510 patent”), 11,021,867 (“the ’867 patent”) and 11,649,626 (“the ’626 patent”). Accordingly, Ms. van Keulen has significant familiarity with the particular subject matter in this proceeding. This motion is authorized by the Notice of Filing Date Accorded that was mailed on September 23, 2024 (Paper No. 6).

II. STATEMENT OF FACTS

As detailed in her declaration, Ms. van Keulen practices patent litigation, and has done so throughout her career as an attorney. Ms. van Keulen has litigated numerous patent cases across the country and been actively involved in the present post-grant review proceeding regarding the '339 patent. Ms. van Keulen has reviewed and developed an understanding of the '339 patent, its corresponding file history, the Petition for Post-Grant Review, the Petition's accompanying Declaration of W. Andrew Fennell, Patent Owner's Response, Patent Owner's Contingent Motion to Amend, and Patent Owner's accompanying declarations (Exhibits 2050-2060). Ms. van Keulen has advised Petitioner on strategy regarding Petitioner's arguments, and worked with Petitioner and with lead counsel and back-up counsel named in this proceeding to identify and analyze the references relied upon herein.

III. DECLARATION OF INDIVIDUAL SEEKING TO APPEAR

This Motion for *Pro Hac Vice* Admission is accompanied by the Declaration of Lindsay A. van Keulen (EX1045), as required by the "Order Authorizing Motion for *Pro Hac Vice* Admission" in Case IPR2013-00639, Paper 7, a copy of which is available on the Board Web site under "Representative Orders, Decisions, and Notices."

As Ms. van Keulen states in her accompanying Declaration, she has read, will comply with, and agrees to be subject to the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in part 42 of Title 37, Code of Federal Regulations. She is very familiar with these rules as part of her preparation and work in preparing the petition in this proceeding. As also set forth in her Declaration, Ms. van Keulen is a member in good standing of the Bar of the State of California. She has litigated numerous patent cases across the country. Ms. van Keulen's complete biography is attached to her Declaration (EX1045) as Appendix A.

Petitioner submits that there is good cause under 37 C.F.R. § 42.10(c) for the Board to recognize Lindsay A. van Keulen as counsel *pro hac vice* during this proceeding.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX PLLC

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Date: July 16, 2025

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CERTIFICATION OF SERVICE (37 C.F.R. § 42.6(e))

The undersigned hereby certifies that the above-captioned **PETITIONER
SIMPSON STRONG-TIE COMPANY INC.'S MOTION FOR *PRO HAC*
VICE ADMISSION OF LINDSAY A. VAN KEULEN UNDER 37 C.F.R. §
42.10(c)** and Exhibit 1045 were served electronically via e-mail on July 16, 2025
in their entirety on the following counsel of record for Patent Owner:

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Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX PLLC

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