

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

QUALTRICS, LLC
Petitioner

v.

OPINIONLAB, INC.
Patent Owner

Case IPR2014-00366
U.S. Patent 8,041,805

**DECLARATION OF PHILIP X. WANG IN SUPPORT OF
PETITIONER QUALTRICS, LLC'S MOTION FOR
PRO HAC VICE ADMISSION UNDER 37 C.F.R. § 42.10(c)**

FILED VIA PRPS

I, Philp X. Wang, resident of Los Angeles, California, declare as follows:

1. I am an attorney at the firm of Latham & Watkins LLP, counsel of record for Petitioner Qualtrics, LLC ("Petitioner"). I have personal knowledge of the facts set forth in this declaration and, if called as a witness, could and would testify competently under oath thereto.

2. I am a member in good standing of the State Bar of California (Bar No. 262239) and am also admitted to practice before the U.S. District Courts for the Central District of California and the Northern District of California, and the U.S. Court of Appeals for the Ninth Circuit.

3. I have never been suspended or disbarred from practice before any court or administrative body. No application of mine for admission to practice before any court or administrative body has ever been denied. No court or administrative body has imposed sanctions or contempt citations against me.

4. 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 the C.F.R. I acknowledge and agree that 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).

5. I have an undergraduate degree in Computer Science from Stanford

University and graduated from Columbia University School of Law in 2008. While at Stanford, I served as a research assistant in the Computer Science Department, where I developed tools to find bugs in the source code automatically.

6. I have over six years of patent litigation experience. I am a member of Latham & Watkins intellectual property group, with a focus on patent litigation. In 2014, I was named a "Rising Star" by Super Lawyers magazine in the area of intellectual property litigation.

7. I have been actively involved in the related district court litigation between OpinionLab, Inc. (the "Patent Owner") and Petitioner, *OpinionLab, Inc. v. Qualtrics Labs, Inc. et al.*, 1:13-cv-01574 (N.D. Ill.) since January 2014. I was granted leave to appear *pro hac vice* in that matter on May 19, 2014.

8. U.S. Patent No. 8,041,805 (the "'805 Patent"), which is at issue in this proceeding, is one of six patents asserted by the Patent Owner in the district court litigation. I have been actively involved in all aspects of the litigation, including Petitioner's factual investigation and development of its invalidity and claim construction positions regarding the claims of the '805 Patent at issue here.

9. I have been actively involved in analyzing and assisting with the Petition for *Inter Partes* Review submitted in this proceeding, as well as the petitions submitted in four related proceedings that are currently pending before

the Patent Trial and Appeal Board:

- Case No. IPR2014-00406: Petition for *Inter Partes* Review of U.S. Patent No. 7,085,820, which is a continuation-in-part of U.S. Patent No. 6,421,724; the '805 Patent – the patent at issue in this proceeding – is a continuation of U.S. Patent No. 7,085,820;
- Case No. IPR2014-00356: Petition for *Inter Partes* Review of U.S. Patent No. 6,606,581, which is a continuation-in-part of U.S. Patent No. 6,421,724;
- Case No. IPR2014-00420: Petition for *Inter Partes* Review of U.S. Patent No. 7,370,285;
- Case No. IPR2014-00421: Petition for *Inter Partes* Review of U.S. Patent No. 8,024,668, which is a continuation of U.S. Patent No. 7,370,285.

10. I am concurrently seeking *pro hac vice* admission to appear in each of these related proceedings. I have not applied to appear *pro hac vice* in any other proceeding before the USPTO.

Case IPR2014-00366
Patent 8,041,805

Declaration of Philip X. Wang Supporting
Qualtrics, LLC's Motion for *Pro Hac Vice*

Executed on November 11, 2014 in Los Angeles, California.



Philip X. Wang

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