

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICROBOARDS TECHNOLOGY, LLC d/b/a AFINIA,
Petitioner,

v.

STRATASYS INC.,
Patent Owner.

Patent No. 8,349,239

Filing Date: SEPTEMBER 23, 2009

Issue Date: JANUARY 8, 2013

Title: SEAM CONCEALMENT FOR THREE-DIMENSIONAL MODELS

INTER PARTES REVIEW NO. IPR2015-00288

**PATENT OWNER'S MOTION FOR *PRO HAC VICE* ADMISSION
OF TIMOTHY E. GRIMSRUD**

I. Statement of Precise Relief Requested

Pursuant to 37 C.F.R. § 42.10(c) and Paper No. 5 authorizing the patent owner to file motions for *pro hac vice* admission under 37 C.F.R. § 42.10(c), Patent Owner Stratasys Inc., requests that the Patent Trial and Appeal Board (the “Board”) admit Timothy E. Grimsrud *pro hac vice* in this proceeding, IPR2015-00288.

This motion is being filed no sooner than twenty one (21) days after service of the petition.

II. Statement of Facts Showing Good Cause for the Board to Recognize Counsel *Pro Hac Vice* During the Proceeding

In accordance with 37 C.F.R. § 42.10(c), the Board may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause, subject to the condition that lead counsel be a registered practitioner and to any other conditions the Board may impose. Section 42.10(c) indicates that “where the lead counsel is a registered practitioner, a motion to appear *pro hac vice* by counsel who is not a registered practitioner may be granted upon showing that counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding.” The facts here establish good cause for the Board to recognize Timothy E. Grimsrud *pro hac vice* in this proceeding.

1. Lead counsel, Walter C. Linder, is a registered practitioner.
2. Counsel, Timothy E. Grimsrud, is an experienced litigator and has an established familiarity with the subject matter at issue in the proceeding.

Accompanying this motion as Exhibit 2001 is the Declaration of Timothy E. Grimsrud in Support of Motion for *Pro Hac Vice* Admission (“Grimsrud Decl.”). In his declaration, Mr. Grimsrud asserts:

“I am a member in good standing of the Bar of Minnesota as well as the following Federal Courts:

- (a) U. S. District Court for the District of Minnesota (10/12/2005);
- (b) U.S. Court of Appeals for the Federal Circuit (04/07/2005); and
- (c) U.S. District Court for Eastern District of Wisconsin (04/21/2008).” (Grimsrud Decl., ¶ 2).

Mr. Grimsrud also asserts:

“I have been in private practice for about 9 years, during which time I have been continuously litigating patent cases. The other *Inter Partes* Review proceeding before the Office for which I have applied to appear *pro hac vice* (and authorized to appear) is No. IPR2014-00606. Concurrently with this declaration, I am submitting declarations in connection with motions to appear *pro hac vice* in *Inter Partes* Review Nos.: IPR2015-00287 and IPR 2015-00284, that also relate to patents at issue in the litigation referred to in paragraph 10 below. I am familiar with the subject matter at issue in this proceeding. I am trial counsel for the Patent Owner in the matter *Stratasys Inc. v. Microboards Technology, LLC*, No.0:13-cv-03228-DWF-JJG (filed

on November 25, 2013), which is related to and involves the same patent at issue in this proceeding.” (Grimsrud Decl., ¶¶ 9-10).

3. In his declaration, Mr. Grimsrud also attests to each of the listed items required by the “Order – Authorizing Motion for *Pro Hac Vice* Admission” in Case IPR2013-00639, Paper 7. (See Grimsrud Decl., ¶¶ 1-11).

III. Conclusion

For the foregoing reasons, Patent Owner respectfully requests that the Board admit Timothy E. Grimsrud *pro hac vice* in this proceeding.

Respectfully submitted,

Dated: March 19, 2015

/Walter Linder/

Walter C. Linder

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IPR2015-00288

U.S. Patent No. 8,349,239

Patent Owner's Motion for *Pro Hac Vice* Admission of Timothy E. Grimsrud

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6, I hereby certify that I caused a true and correct copy of the Patent Owner's Motion for *Pro Hac Vice* Admission of Timothy E. Grimsrud, and associated Exhibit 2001, to be served via electronic mail on the following:

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Dated: March 19, 2015

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