

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE LLC,
Petitioner,

v.

BLACKBERRY LTD.
Patent Owner.

Case IPR2017-00911
Patent 8,745,149

**PATENT OWNER'S MOTION FOR ADMISSION *PRO HAC VICE*
OF SHARON LEE**

Patent Owner Blackberry Ltd. (“Blackberry”), respectfully requests that the Board recognize Sharon Lee, Esq. as *pro hac vice* counsel for Blackberry during this proceeding. Petitioner Google LLC (“Google”) has indicated that it does not oppose this motion.

I. BACKGROUND

Blackberry’s Motion for *Pro Hac Vice* Admission is being filed pursuant to and in compliance with the Notice of Filing Date Accorded to Petition and Time Period for Filing Patent Owner’s Preliminary Response, which was filed March 14, 2017 (Paper 5) (the “Notice”). The Notice authorizes parties to file motions for *pro hac vice* admission under 37 C.F.R. § 42.10(c). Further to the Notice, such “motions shall be filed in accordance with the ‘Order – Authorizing Motion for *Pro Hac Vice* Admission’ in Case IPR2013-00639.”

II. TIME OF FILING

This Motion for *Pro Hac Vice* admission is being filed in accordance with the Order Authorizing the Filing of a Motion for *Pro Hac Vice* admission in Case IPR2013-00639, and is being filed more than 21 days after service of the Petition.

III. STATEMENT OF FACTS

As required by the Order, the following statement of facts, supported by the attached Declaration of Sharon Lee in Support of Motion for *Pro Hac Vice* Admission (Ex. 2004), shows that there is good cause for the Patent Trial and

Appeal Board (“Board”) to recognize Ms. Lee *pro hac vice* in this proceeding. As required by 37 C.F.R. § 42.10(c), Blackberry’s lead counsel, Ching-Lee Fukuda, is a registered practitioner experienced in proceedings before the USPTO.

Ms. Lee is an experienced litigation attorney. Ms. Lee has been a litigating attorney for more than five years, and has been involved in numerous patent litigation cases in federal courts and before the International Trade Commission and post-grant proceedings before the Board. Ms. Lee’s experience includes representing a wide range of clients in complex intellectual property litigation. Ms. Lee is a member in good standing of the New York State Bar and the District of Columbia Bar, with no suspensions or disbarments from practice, nor any application for admission to practice denied, nor any sanctions or contempt citations, and is admitted to practice in the United States Court of Appeals for the Federal Circuit. Her mailing address is at Sidley Austin LLP, 1501 K Street, N.W., Washington, D.C. 20005, her email address is Sharon.Lee@sidley.com, and her direct dial is (202) 736-8510.

Ms. Lee has reviewed and is familiar with (i) U.S. Patent No. 8,745,149, the patent at issue in this proceeding, (ii) the prior art relied upon in Google’s Petition, (iii) the legal and factual arguments asserted by Google, and (iv) the developments in this proceeding since the filing of Google’s Petition, as well as the developments in related matters before the Board. Ms. Lee has also been involved in a number of

other proceedings before the Board, has been admitted *pro hac vice* as backup counsel in other matters before the Board, and is familiar with its established practices. Accordingly, she has established familiarity with the subject matter at issue in this proceeding and the conduct of the proceeding to date. Ex. 2004.

Ms. Lee has read and will comply with the Office Patent Trial Practice Guide and the Board's Rules for Practice for Trials set forth in part 42 of 37 C.F.R., and she agrees to be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§11.01 *et seq.*, and to disciplinary jurisdiction under 37 C.F.R. §11.19(a). Ex. 2004.

IV. ANALYSIS

The facts contained in the Statement of Facts above, and contained in the Lee Declaration (Ex. 2004), establish that there is good cause to admit Ms. Lee *pro hac vice* in this proceeding under 37 C.F.R. § 42.10(c). Blackberry's lead counsel is a registered practitioner, Ms. Lee is an experienced litigating attorney, and Ms. Lee has an established familiarity with the subject matter at issue in these proceedings.

V. CONCLUSION

Therefore, there is good cause for the Board to recognize Sharon Lee as *Pro Hac Vice* for Blackberry Ltd. during these proceedings.

IPR2017-00911

Motion for *Pro Hac Vice* of Sharon Lee

Dated: October 23, 2017

Respectfully Submitted,

/Ching-Lee Fukuda/

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