

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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BOYDSTUN EQUIPMENT MANUFACTURING, LLC,

Petitioner,

v.

COTTRELL, INC.,

Patent Owner

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Case IPR2017-00962  
U.S. Patent No. 7,585,140

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**PATENT OWNER COTTRELL, INC.'S  
MOTION FOR KYLE M. AMBORN TO  
APPEAR *PRO HAC VICE* UNDER  
37 C.F.R. § 42.10**

Patent Owner Cottrell, Inc. (“Cottrell”) hereby moves the Board to admit Kyle M. Amborn, *pro hac vice*, in this proceeding under 37 C.F.R. § 42.10(c). Petitioner has confirmed that it does not oppose this Motion.

Under 37 C.F.R. § 42.10(c), the Board may admit counsel *pro hac vice* for good cause, so long as lead counsel is a registered practitioner and subject to any other conditions the Board requires. This motion satisfies the requirements of Section 42.10(c), because:

1. Lead counsel, Ryan J. McBrayer, is a registered practitioner.
2. Mr. Amborn is an experienced patent litigator with an established familiarity with the subject matter at issue here, as shown in his Declaration. *See* Cottrell Exhibit 2001.
3. In particular, Mr. Amborn has been an attorney specializing in patent litigation for over nine years. Amborn Decl. ¶¶ 2, 4. He is a member in good standing of the Bar of the State of Washington, as well as the District of Columbia, and is admitted to the United States Court of Appeals for the Federal Circuit. *Id.* at ¶ 5. Mr. Amborn also has a technical background, having earned a computer science degree from Washington University in St. Louis. *Id.* at ¶ 3.
3. Mr. Amborn is also familiar with the subject matter of this case, having reviewed U.S. Patent No. 7,585,140, its prosecution history and the prior art of record. *Id.* at ¶ 10. Mr. Amborn has also reviewed the IPR Petition, the

subsequent filings, and the declaration offered in support of Boydston's petition.

*Id.* He is therefore familiar with the underlying technology and the prior art at issue in this matter. *Id.* at ¶ 10.

4. The remaining information required by the "Order, Authorizing Motion for Pro Hac Vice Admission, 37 C.F.R. §42.10" in Case IPR2013-00639, Paper 7, is set forth in Mr. Amborn's Declaration. *See* Amborn Decl. ¶¶ 1–10.

The undersigned attorney welcomes a telephone call should the Office have any requests or questions.

Dated: October 26, 2017

Respectfully submitted,

/s/ Ryan J. McBrayer

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## CERTIFICATE OF SERVICE

The undersigned hereby certifies that on October 26, 2017, copies of the foregoing document was served on Petitioner at the following email addresses:

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