

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

VMware, Inc.
Petitioner,

v.

Intellectual Ventures I LLC,
Patent Owner.

Case No. IPR2020-00470
U.S. Patent No. 7,949,752

**PETITIONER'S MOTION FOR PRO HAC VICE ADMISSION OF
MICHAEL R. RUECKHEIM
UNDER 37 C.F.R. § 42.10**

PETITIONER'S EXHIBIT LIST

Ex. No.	Brief Description
1001	U.S. Patent No. 7,949,752
1002	File History of U.S. Patent No. 7,949,752
1003	File History of U.S. Patent No. 6,839,733
1004	File History of U.S. Patent No. 6,163,794
1005	Declaration of Darrell Long
1006	<i>HCC Ins. Holdings, Inc. v. Intellectual Ventures I LLC</i> , IPR2016-01431, Paper No. 1
1007	<i>HCC Ins. Holdings, Inc. v. Intellectual Ventures I LLC</i> , IPR2016-01431, Paper No. 6
1008	<i>HCC Ins. Holdings, Inc. v. Intellectual Ventures I LLC</i> , IPR2016-01431, Paper No. 8
1009	Report and Recommendation of United States magistrate judge, <i>Intellectual Ventures I LLC v. HCC Insurance Holdings, Inc.</i> , 6:15-cv-660 (E.D.Tx. Aug. 26, 2016), ECF No. 102
1010	Plaintiff's Objections to Magistrate Mitchell's Report and Recommendation, <i>Intellectual Ventures I LLC v. HCC Insurance Holdings, Inc.</i> , 6:15-cv-660 (E.D.Tx. Sep. 9, 2016), ECF No. 110
1011	Joint Motion to Stay All Deadlines and Notice of Settlement, <i>Intellectual Ventures I LLC v. HCC Insurance Holdings, Inc.</i> , 6:15-cv-660 (E.D.Tx. Dec. 26, 2018), ECF No. 207
1012	Scheduling Order, <i>Intellectual Ventures I LLC v. VMware, Inc.</i> , 1:19-cv-01075 (W.D.Tx. Dec. 10, 2019), ECF No. 44
1013	IV's infringement contentions for '752 patent

Ex. No.	Brief Description
1014	F. Cheong, <i>Internet Agents</i> (1996)
1015	U.S. Patent No. 7,043,532
1016	U.S. Patent No. 6,247,056
1017	U.S. Patent No. 5,740,231
1018	U.S. Patent No. 6,029,175
1019	U.S. Patent No. 5,367,635
1020	U.S. Patent No. 5,603,031
1021	Complaint, <i>Intellectual Ventures I LLC v. VMware, Inc.</i> , 1:19-cv-01075 (W.D.Tx. Dec. July 31, 2019), ECF No. 1.
1022	Curriculum vitae of Darrell Long, Ph.D.
1023	Dolan, "But <u>I</u> can't FTP" Re: shared X systems available, comp.sources.d newsgroup post (January 13, 1991)
1024	Fielding, Relative Uniform Resource Locators, IETF RFC1808 (June 1995)
1025	Berners-Lee <i>et al.</i> , Uniform Resource Locators (URL), IETF RFC1738 (December 1994)
1026	Defendant VMware, Inc.'s Stipulation of Invalidity Contentions for U.S. Patent No. 7,949,752, <i>Intellectual Ventures I LLC v. VMware, Inc.</i> , 1:19-cv-01075 (W.D.Tx. June 3, 2020), ECF No. 91.
1027	Transcript of Telephonic Markman hearing in <i>Intellectual Ventures I, LLC v. VMware, Inc.</i> , 1:19-cv-01075 (W.D.Tx. May 14, 2020)
1028	Declaration of Michael Rueckheim in Support of Motion for <i>Pro Hac Vice</i> Admission

Pursuant to 37 C.F.R. § 42.10, and pursuant to the authorization provided by the United States Patent and Trademark Office’s Patent Trial and Appeal Board (“Board”) in Paper Number 3, dated February 2, 2020 (“the Notice”), Petitioner VMware, Inc. (“VMware”) submits this unopposed motion for Michael R. Rueckheim to appear *pro hac vice*. Petitioner respectfully requests the Board to recognize Mr. Rueckheim as counsel *pro hac vice* during this proceeding and demonstrates good cause for doing so as shown below.

I. TIME FOR FILING

Pursuant to the authorization provided in the Notice, this motion for *pro hac vice* admission is being filed no sooner than twenty-one days after service of the Petition.

II. STATEMENT OF FACTS

A. Michael R. Rueckheim

Pursuant to the Notice, the following statement of facts shows that good cause exists for the Board to recognize Mr. Rueckheim *pro hac vice*.

Lead counsel for this proceeding, Katherine A. Vidal, is a registered practitioner (Reg. No. 46,333).

Mr. Rueckheim is a litigation attorney with 12 years of litigation experience. Ex. 1028 ¶ 9. He has been involved in multiple patent litigation cases in federal courts. *Id.* He is counsel for Petitioner in *Intellectual Ventures I LLC et al. v.*

VMware, Inc., Case No. 1:19-cv-1075-ADA (W.D. Tex.), filed on July 31, 2019, where the '752 patent is currently being asserted. Ex. 1028 ¶ 8.

Mr. Rueckheim is a member in good standing of the Bars of the State of Texas, California and New York and is admitted to practice before the Federal Circuit Court of Appeal, Fifth Circuit Court of Appeal, U.S. District Court for the Western District of Texas, U.S. District Court for the Eastern District of Texas, U.S. District Court for the Southern District of Texas, U.S. District Court for the Northern District of Texas, U.S. District Court for the Northern District of California, U.S. District Court for the Southern District of New York, U.S. District Court for the Northern District of Illinois, and U.S. District Court for the Eastern District of Wisconsin. *Id.* ¶ 1.

Mr. Rueckheim has not been suspended or disbarred from practice, has never had any application for admission to practice denied, and has never had any sanctions or contempt citations imposed against him. *Id.* ¶¶ 2–4.

Mr. Rueckheim has obtained substantial familiarity with the involved patent, the prior art, and the various issues raised in this proceeding. *Id.* ¶¶ 8–9. Moreover, Mr. Rueckheim has reviewed the involved patent, the Petition, the prior art, and all other cited materials. *Id.* He was involved in the preparation of the Petition. *Id.* ¶ 9. Given his patent litigation experience and familiarity with the instant Petition, the cited materials, and the patented technology, Mr. Rueckheim has established familiarity with the subject matter at issue in this proceeding. *Id.*

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