

PGR2018-00029

Declaration of Michael J. Sacksteder ISO Motion for *Pro Hac Vice* Admission

Filed on behalf of Supercell Oy

By:

JENNIFER R. BUSH, Reg. No 50,784

MICHAEL J. SACKSTEDER

FENWICK & WEST LLP

801 California Street

Mountain View, CA 94041

Telephone: 650.988.8500

Facsimile: 650.938.5200

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SUPERCELL OY,
Petitioner

v.

GREE, INC.,
Patent Owner.

Case PGR2018-00029
Patent 9,636,583 B2

**DECLARATION OF MICHAEL J. SACKSTEDER IN SUPPORT OF
PETITIONER'S MOTION FOR PRO HAC VICE ADMISSION OF
MICHAEL J. SACKSTEDER PURSUANT TO 37 C.F.R. § 42.10(c)**

Declaration of Michael J. Sacksteder ISO Motion for *Pro Hac Vice* Admission

I, Michael J. Sacksteder, declare as follows:

1. I am more than twenty-one years of age, am competent to present this declaration, and have personal knowledge of the facts set forth herein.

2. This declaration is made in support of Petitioner Supercell Oy's Motion for *Pro Hac Vice* Admission of Michael J. Sacksteder Pursuant to 37 C.F.R. § 42.10(c).

3. I am a Partner at the law firm of Fenwick & West LLP.

4. I have been a litigating attorney for more than twenty years. I have been litigating patent cases during that entire time period.

5. I am a member in good standing of the Bar of the State of California. I have never been suspended or disbarred from practice before any court or administrative body.

6. No court or administrative body has ever denied my application for admission to practice before it.

7. No court or administrative body has ever imposed sanctions or contempt citations on me.

8. 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 Code of Federal Regulations.

9. I understand that I will be subject to the USPTO Code of Professional Responsibility set forth in 37 C.F.R. §§ 11.101 *et seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

10. I have applied and been admitted to appear *pro hac vice* in nine *inter partes* review proceedings and one post grant review proceeding before the Office within the last three (3) years. I am also concurrently moving for admission to appear *pro hac vice* in PGR2018-00047.

11. I have established familiarity with the subject matter at issue in this proceeding. I am serving as a consulting attorney in a related, co-pending action before the Tokyo District Court. Patent No. 9,636,583 is a continuation of U.S. Serial No. 14/291,358 that claims the benefit of Japanese Patent Application No. 2013-116039 filed on May 31, 2013, which published as JP 6,125,128. JP 6,125,128 is asserted by GREE against Supercell Oy and Supercell K.K. (a fully owned subsidiary of Suepercll Oy) in the following patent infringement lawsuit: *GREE, Inc. v. Supercell K.K.*, Case 2017 (Yo) No. 22165 Petition for Provisional Disposition before Civil Department 29 of the Tokyo District Court.

12. I have also reviewed in detail the '583 patent, which is the patent involved in this proceeding, as well as the Petition. I am thus very familiar with the '583 patent and the issues in this case.

PGR2018-00029

Declaration of Michael J. Sacksteder ISO Motion for *Pro Hac Vice* Admission

13. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and believe are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

EXECUTED at San Francisco, California, this 17th day of May, 2018.

/ Michael J. Sacksteder /
Michael J. Sacksteder

PGR2018-00029

Declaration of Michael J. Sacksteder ISO Motion for *Pro Hac Vice* Admission

CERTIFICATION OF SERVICE

Pursuant to 37 C.F.R. § 42.6, the undersigned certifies that on May 17, 2018, a copy of the foregoing document, **DECLARATION OF MICHAEL J. SACKSTEDER IN SUPPORT OF PETITIONER'S MOTION FOR PRO HAC VICE ADMISSION OF MICHAEL J. SACKSTEDER PURSUANT TO 37 C.F.R. § 42.10(c)**, was served on Patent Owner's lead and backup counsel in their entirety by electronic service by email at the email addresses provided below:

John C. Alemanni (Reg. No.47,384)
Kilpatrick Townsend & Stockton LLP
4208 Six Forks Road, Suite 1400
Raleigh, NC 27609
Telephone: (919) 420-1724
Fax: (919) 420-1800
Email:
jalemanni@kilpatricktownsend.com

Andrew W. Rinehart (Reg. No. 75,537)
Kilpatrick Townsend & Stockton LLP
1001 West Fourth Street
Winston-Salem, NC 27101
Telephone: (336) 607-7312
Fax: (336) 607-7500
Email:
arinehart@kilpatricktownsend.com

Scott E. Kolassa (Reg. No. 55,337)
Kilpatrick Townsend & Stockton LLP
1080 Marsh Road
Menlo Park, CA 94025
Telephone: (650) 324-6349
Fax: (650) 326-2422
Email:
skolassa@kilpatricktownsend.com

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.