

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SUPERCELL OY,
Petitioner

v.

GREE, INC.,
Patent Owner

Case No. PGR2018-00029

U.S. Patent No. 9,636,583

**MOTION FOR *PRO HAC VICE* ADMISSION
UNDER 37 C.F.R. § 42.10**

USPTO 11/26/2018 1

Patent Owner Gree, Inc. (“Patent Owner”) files this motion for *pro hac vice* admission under 37 C.F.R. § 42.10(c), as authorized in the Notice of Filing Date Accorded, Paper No. 3. The Board requires that such motions be filed in accordance with the “Order – Authorizing Motion for Pro Hac Vice Admission” in Case IPR2013-00639, Paper 7 (“Order”). Patent Owner respectfully requests that the Board recognize Steven D. Moore as counsel *pro hac vice* during this proceeding.

1. **Time for Filing**

This motion for *pro hac vice* admission is filed no sooner than twenty-one (21) days after service of the petition, as required by the Order.

2. **Statement of Facts**

The following statement of facts shows that there is good cause for the Board to recognize Mr. Moore *pro hac vice*.

Mr. Moore is an experienced litigation attorney, and has been involved in numerous litigations involving patent infringement in District Courts across the country. Mr. Moore has experience in jury and bench trials, *Markman* hearings, and Federal Circuit oral arguments in patent infringement litigation as well as in proceedings before the Patent Trial and Appeal Board. Mr. Moore’s biography is attached hereto as Exhibit 2004.

Mr. Moore is lead counsel for Gree, Inc. in a district court litigation captioned *Supercell Oy v. Gree, Inc., et al.*, 4:17-cv-05556-YGR (NDCA) involving the same

parties and field of technology as is at issue here. Mr. Moore is familiar with the parties' overall worldwide disputes in which Japanese counterpart applications and issued patents related to the patents-at-issue in one or more of PGR2018-00008, PGR2018-00029, PGR2018-00047, and PGR2018-00055 are asserted. Patent Owner has expended significant financial resources in the litigation with Mr. Moore as lead counsel, and Patent Owner wishes to use Mr. Moore as counsel in this proceeding.

Further, counsel for Petitioner does not oppose Mr. Moore appearing *pro hac vice* during this proceeding.

Therefore, Patent Owner respectfully submits that there is good cause for the Board to recognize Mr. Moore as counsel *pro hac vice* during this proceeding.

3. **Affidavit or Declaration of Individual Seeking to Appear**

This Motion for *Pro Hac Vice* Admission is accompanied by the declaration of Mr. Steven D. Moore, as required by authorization of the Board.

Dated: June 6, 2018

Respectfully submitted,

By: /s/ John C. Alemanni
John C. Alemanni (Reg. No. 47,384)
Lead Counsel for Patent Owner

<u>Lead Counsel:</u>	<u>Backup Counsel</u>
John C. Alemanni Reg. No. 47,384 42088 Six Forks Road, Suite 1400 Raleigh, NC 27609 Office: 919-420-1724 Fax: 919-420-1800 Email: jalemanni@kilpatricktownsend.com	Andrew Rinehart Reg. No. 75,537 1001 West Fourth Street Winston-Salem, NC 27101-2400 Telephone: 336-607-7312 Fax: 336-607-7500 Email: arinehart@kilpatricktownsend.com
<u>Backup Counsel</u>	
Scott E. Kolassa Reg. No. 55,337 1080 Marsh Road Menlo Park, CA 94025 Office: 650-324-6349 Fax: 650-326-2422 Email: skolassa@kilpatricktownsend.com	

**DECLARATION OF MR. STEVEN D. MOORE IN
SUPPORT OF MOTION FOR *PRO HAC VICE* ADMISSION**

I, Steven D. Moore, am over eighteen years of age and would be competent to testify as to the matters set forth herein if called upon to do so.

1. I have been practicing in the field of intellectual property, and particularly, patent litigation, for over 15 years, and over 20 years for litigation generally.

2. I am a member in good standing of the state bars of California, Georgia and North Carolina, as well as the following Federal Courts:

- a. U.S. Court of Appeals for the Federal Circuit;
- b. U.S. Court of Appeals for the Fourth Circuit;
- c. U.S. District Court for the Northern District of California;
- d. U.S. District Court for the Central District of California
- e. U.S. District Court for the Eastern District of Texas;
- f. U.S. District Court for the Eastern District of North Carolina;
- g. U.S. District Court for the Middle District of North Carolina;
- h. U.S. District Court for the Western District of North Carolina;
- i. U.S. District Court for the Northern District of Georgia; and
- j. U.S. District Court for the Middle District of Georgia.

3. I have not been suspended or disbarred from practice before any court or administrative body.

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.