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PATENT TRIAL AND APPEAL BOARD

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FISERV, INC., JACK HENRY & ASSOCIATES, INC., Q2 SOFTWARE, INC.,  
AMERICAN NATIONAL BANK OF TEXAS and HANMI BANK  
Petitioner,

v.

MIRROR IMAGING, LLC  
Patent Owner.

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COVERED BUSINESS METHOD REVIEW OF U.S. PATENT NO.  
6,963,866  
Case No.: CBM2018-00014

MIRROR IMAGING, LLC'S MOTION FOR *PRO HAC VICE* ADMISSION OF  
MAYER MORGANROTH

## **I. RELIEF REQUESTED**

Pursuant to 37 C.F.R. § 42.10(c), Patent Owner Mirror Imaging, LLC (“Mirror Imaging” or “Patent Owner”) respectfully requests the *pro hac vice* admission of Mayer Morganroth in this proceeding.

Patent Owner seeks the counsel of Mr. Morganroth due to his extensive litigation experience, and particularly due to his familiarity with the substantive and technical issues involved in this proceeding.

## **II. STATEMENT OF FACTS**

Based on the following facts, and supported by the Declaration of Mr. Mayer Morganroth (Ex. 2013) submitted herewith, Mirror Imaging requests the *pro hac vice* admission of Mayer Morganroth in this proceeding:

1. Mirror Imaging’s Lead Counsel, Derek Clements, is a registered practitioner (Reg. No. 74,183).
2. Mirror Imaging’s Backup Counsel, Isaac Rabicoff and Kenneth Matuszewski, are also registered practitioners (Reg. No. 74,147 and Reg. No. 74,791).
3. Mr. Morganroth is the senior partner at the law firm Morganroth & Morganroth, PLLC. (Ex. 2013 at ¶ 8).
4. Mr. Morganroth is an experienced litigation attorney and has 63 years of complex litigation experience. (Ex. 2013 at ¶ 8). Mr. Morganroth has

been appointed lead counsel in many high-profile cases and has been rated “AV Preeminent” by Martindale-Hubbell/LexisNexis. (Ex. 2013 at ¶ 8).

5. Mr. Morganroth has an established familiarity with the subject matter at issue in this proceeding. (Ex. 2013 at ¶ 10.) Mr. Morganroth has become familiar with the U.S. Patent 6,963,866 and with its prosecution history file.
6. Mr. Morganroth has discussed the substance of the case with Patent Owner’s lead counsel and he has consulted in its strategy. (Ex. 2013 at ¶ 9.)
7. Mr. Morganroth is a member in good standing of the State Bars of Michigan and New York. (Ex. 2013 at ¶ 1).
8. Mr. Morganroth has never been suspended or disbarred from practice before any court or administrative body. (Ex. 2013 at ¶ 2).
9. No application of Mr. Morganroth for admission to practice before any court or administrative body has ever been denied. (Ex. 2013 at 3).
10. No sanctions or contempt citations have been imposed against Mr. Morganroth by any court or administrative body. (Ex. 2013 at ¶ 4).

11.Mr. Morganroth 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. (Ex. 2013 at ¶ 5).

12.Mr. Morganroth understands that he 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). (Ex. 2013 at ¶ 6).

13.Mr. Morganroth has applied to appear *pro hac vice* in any other proceedings before the Office in *Fidelity Information Services, LLC v. Mirror Imaging, LLC*, CBM2017-00064 (Paper 25), CBM2017-00065 (Paper 27), CBM2017-00066 (Paper 25) and CBM2017-00067 (Paper 24). (Ex. 2013 at ¶ 7).

### **III. GOOD CAUSE EXISTS FOR THE *PRO HAC VICE* ADMISSION OF MR. MORGANROTH IN THIS PROCEEDING**

Mr. Morganroth has sufficient legal and technical qualifications to represent Mirror Imaging in the instant proceeding. Mirror Imaging has a need to have experienced litigation counsel involved in this proceeding as back-up counsel. Thus, good cause exists under exists for the *pro hac vice* admission of Mr. Morganroth in this proceeding, under 37 C.F.R. § 42.10.

### **IV. CONCLUSION**

For the forgoing reasons, Mirror Imaging respectfully requests that Mr. Morganroth be admitted *pro hac vice* in this proceeding.

Respectfully submitted,

Date: July 3, 2018

/Isaac Rabicoff/

Isaac Rabicoff, Back Up Counsel

Reg. No. 74,147

**CERTIFICATE OF SERVICE UNDER 37 C.F.R. 42.6 (e)(4)**

It is hereby certified that on this 3rd day of July, 2018, a copy of the foregoing document was served via Electronic Mail upon the following:

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Dated: July 3, 2018

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