

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

QSC AUDIO PRODUCTS, LLC

Petitioner

v.

CREST AUDIO, INC.

Patent Owner

CASE: IPR2014-00131

Patent No. 5,652,544

**PETITIONER QSC AUDIO PRODUCTS, LLC'S  
MOTION FOR *PRO HAC VICE* ADMISSION  
*UNDER 37 C.F.R. § 42.10***

The Petitioner (“QSC”) respectfully requests that the Board recognize Grant E. Kinsel as counsel *pro hac vice* during this proceeding. QSC seeks Mr. Kinsel’s assistance because of his experience representing QSC on the substantive and technical issues involved in this proceeding. This motion is authorized by the Notice of Filing Date Accorded to Petition and Time for Filing Patent Owner Preliminary Response entered on November 19, 2013.

**1. Statement of Facts**

Mr. Kinsel is an experienced patent-litigation attorney with about twenty years of experience in patent trials, fact and expert discovery, *Markman* hearings, and appellate oral arguments in patent-infringement matters. Mr. Kinsel’s biography, including a list of representative cases, is attached as Exhibit A.

Patent Owner asserted U.S. Patent No. 5,652,544 against QSC in the United States District Court for the Southern District of Mississippi, Jackson Division (civil action no. 3:12CV755-CWR-FKB). Mr. Kinsel is QSC’s lead trial lawyer in that case. The fact and legal issues presented in this Petition overlap the fact and legal issues in the district-court case. As lead trial counsel, Mr. Kinsel is very familiar with these overlapping issues. QSC respectfully requests that the Board permit QSC to be represented by its lead counsel of choice, and recognize Mr. Kinsel as counsel *pro hac vice* in this proceeding.

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

This Motion for *Pro Hac Vice* Admission is accompanied by the required Affidavit of Mr. Grant E. Kinsel.

Dated: November 18, 2014

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Rodney C. Tullett", is written over a horizontal line.

Chun M. Ng, Reg. No. 36,878  
Rodney C. Tullett, Reg. No. 34,034

PERKINS COIE LLP  
1201 Third Avenue, Suite 4900  
Seattle, WA 98101  
(206) 359-8000

Attorneys for Petitioner QSC AUDIO  
PRODUCTS, LLC

**AFFIDAVIT OF MR. GRANT E. KINSEL IN SUPPORT OF  
MOTION FOR *PRO HAC VICE* ADMISSION**

I, Grant E. Kinsel, being duly sworn and upon oath, hereby attest to the following:

1. I am a member in good standing of the Bar of the State of California and the following Federal Courts:

- a. U.S. Court of Appeals for the Federal Circuit
- b. U.S. District Court for the Central District of California
- c. U.S. District Court for the Eastern District of California
- d. U.S. District Court for the Southern District of California
- e. U.S. District Court for the Northern District of California
- f. U.S. District Court for the Eastern District of Texas
- g. U.S. District Court for the District of Colorado

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

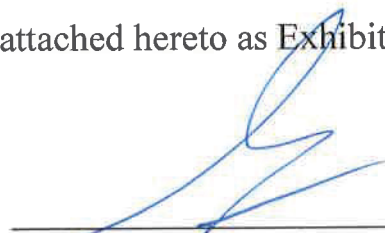
3. I have never had an application for admission to practice before any court or administrative body denied;

4. No sanction or contempt citation has been imposed against me by any court or administrative body;

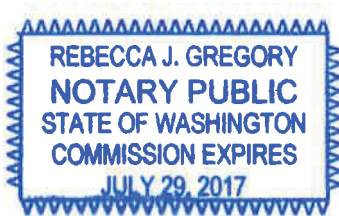
5. I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in part 42 of the C.F.R.;

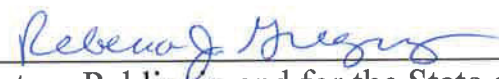
6. I will be subject to the USPTO's Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 et seq. and disciplinary jurisdiction under 37 C.F.R. § 11.19(a); and

7. I am an experienced litigation attorney, with experience in numerous lawsuits involving patent infringement in District Courts across the country, including approximately two decades of experience in patent trials, fact and expert discovery, *Markman* hearings, and Federal Circuit oral arguments in patent-infringement litigation. My biography is attached hereto as Exhibit A.

  
\_\_\_\_\_  
Grant E. Kinsel  
Perkins Coie LLP  
1202 Third Avenue  
Seattle, WA 98101-3099  
Telephone: (206) 359-3516  
Fax: (206) 359-9000

Sworn to and subscribed before me this 18 day of November, 2014.



  
\_\_\_\_\_  
Notary Public, in and for the State of  
Washington, residing at Seattle  
My Commission Expires: 7-29-17

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of this Motion for *Pro Hac Vice* Admission and a copy of the Affidavit of Mr. Grant E. Kinsel in Support of Motion for *Pro Hac Vice* Admission has been served on the Patent Owner via Express Mail on November 18, 2014 at the correspondence address for the attorney of record at the following:

N. Andrew Crain  
Robert Gravois  
Kenneth Knox  
Thomas Horstemeyer LLP  
400 Interstate North Parkway, SE  
Suite 1500  
Atlanta, Georgia 30339



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Chun M. Ng, Reg. No. 36,878  
Rodney C. Tullett, Reg. No. 34,034  
Perkins Coie LLP

# EXHIBIT A

# Professional Biography



GRANT E. KINSEL | PARTNER

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Grant Kinsel is a partner in the firm's Patent Litigation practice. Grant represents clients in cases involving diverse technological areas touching on his clients' core businesses. Examples include cases involving graphics processing technology, memory structures and power usage, MEM-systems, speech recognition and natural language processing, RFID, and UHF and VHF communications systems. Grant has extensive courtroom experience in the most patent-litigation heavy dockets in the country, including the Eastern District of Texas, the Northern District of California, the District of Delaware and the Central District of California.

Grant's intellectual property litigation experience also includes representing clients in matters relating to design patents, copyrights, trademark, trade secret, and unfair competition litigation. Grant's experience also includes representing clients at the interface of criminal law and intellectual property law, including investigations and litigation arising out of alleged criminal trademark infringement and theft of trade secrets.

## PROFESSIONAL RECOGNITION

- Named a Southern California "Rising Star" by *Law & Politics Media Inc.*, 2007
- Named a Rising Star in Intellectual Property Litigation by *California Lawyer*, 2005, 2006

## PROFESSIONAL LEADERSHIP

- California Bar Association
- American Intellectual Property Law Association (AIPLA)

## EXPERIENCE

### PATENT LITIGATION

**THINKOPTICS, INC. V. NINTENDO OF AMERICA INC., ET AL.**  
Direct-pointing devices and methods.

**MICROSOFT CORPORATION V. GEOTAG, INC.**  
Mapping products and services.

**THORNER V. MICROSOFT CORPORATION**



Haptic feedback devices and methods.

**POTTER VOICE V. MICROSOFT CORPORATION**

Associative searching for speech recognition.

**CREST, INC. V. QSC AUDIO PRODUCTS, INC.**

Use of DSPs in audio amplifiers.

**QUINTAL RESEARCH V. NINTENDO OF AMERICA INC.**

Handheld computing devices.

**TRITON TECH OF TEXAS V. NINTENDO OF AMERICA INC., ET AL.**

Mems-gyroscopes and accelerometer technologies.

**MICROSOFT CORPORATION V. PHOENIX SOLUTIONS INC.**

Fifteen patent declaratory relief action concerning speech recognition and natural language processing.

**CLARK V. THE WALT DISNEY COMPANY\***

Electronic art work.

**GUARDIAN MEDIA TECHNOLOGIES V. NINTENDO OF AMERICA INC.\***

Selective video playing systems.

**WILLIAMS WIRELESS TECHNOLOGY INC. V. ROCKWELL COLLINS INC., ET AL.\***

Defended Rockwell Collins in a patent case related to UHF and VHF flight data transmission systems.

**SINGLE CHIPS SYSTEMS V. TRANSCORE INC.\***

Radio Frequency Identification systems.

**TRANSCORE INC. V. ELECTRONIC TRANSACTION CORPORATION\***

Radio Frequency Identification systems.

**OPTIVUS V. ION BEAM APPLICATIONS, S.A.\***

Proton beam therapy systems.

**AMERICAN VIDEO GRAPHICS L.P. V. ELECTRONIC ARTS INC.\***

Defended Electronic Arts, LucasArts Entertainment Company, UbiSoft Entertainment and THQ in a patent case related to 3-D modeling technologies.

**E.DIGITAL CORPORATION V. SANYO NORTH AMERICA\***

Defended Sanyo North America in a patent case related to Flash ROM memory systems.

**IN RE RONALD A. KATZ TECHNOLOGY LICENSING LP\***

MDL concerning automated interactive call processing technology

**ALLERGAN INC. V. PHARMACIA CORPORATION\***

Represented declaratory judgment plaintiff in case concerning whether Allergan's Lumigan glaucoma medication infringed Pharmacia's patent covering certain ophthalmic solutions. Case settled on the first day of trial.

**JAKKS PACIFIC INC. V. IMPERIAL TOY COMPANY\***

Elastomeric gels.

**NUANCE COMMUNICATIONS INC. V. ABBYY USA SOFTWARE HOUSE INC.\***

Optical character recognition technology.

**PATENT CATEGORY CORPORATION V. TARGET COMPANY\***

Self-erecting structures.

**SHARED MEMORY GRAPHICS, LLC V. APPLE INC., ET AL.**

Defended Nintendo in patent case relating to graphics processing systems and methods.

## NEWS

10.26.2009

### *Perkins Coie Adds Grant Kinsel to IP Practice in Los Angeles Office*

#### Press Releases

Perkins Coie is pleased to announce that Grant Kinsel has joined its Los Angeles office as a partner. Grant is the 12th IP attorney to join Perkins Coie in the past four months.

## AREAS OF FOCUS

### PRACTICES

- Patent Litigation
- Trademark & Copyright Litigation
- Intellectual Property

### INDUSTRIES

- Biotechnology & Pharmaceutical
- Interactive Entertainment
- Food & Beverage

## BAR AND COURT ADMISSIONS

- California
- U.S. District Court for the Central District of California
- U.S. District Court for the Eastern District of California
- U.S. District Court for the Southern District of California
- U.S. District Court for the Northern District of California
- U.S. District Court for the Eastern District of Wisconsin
- U.S. District Court for the Eastern District of Texas
- U.S. District Court for the District of Colorado
- U.S. Court of Appeals for the Federal Circuit

## EDUCATION

- University of California, Los Angeles School of Law, J.D., Order of the Coif, 1994
- University of California, Los Angeles, B.A., Philosophy, 1991