

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SDI Technologies, Inc.
Petitioner

v.

Bose Corporation
Patent Owner

Case IPR2014-00346
Patent 8,364,295

**PATENT OWNER BOSE CORPORATION'S
MOTION FOR *PRO HAC VICE* ADMISSION OF JOLYNN M.
LUSSIER UNDER 37 C.F.R. § 42.10(c)**

EXHIBIT LIST

IPR2014-00346

Patent Owner Exhibit Number	Exhibit Description
Ex. 2101	06-28-2013 Bose's Preliminary Infringement Disclosure filed in <i>Bose Corp. v. SDI Technologies, Inc.</i> , Case No. 13-cv- 10277-WGY (D. Mass.) (" <i>Bose v. SDI case</i> ") (Previously filed)
Ex. 2102	Excerpts of 01-15-2014 court hearing held <i>Bose v. SDI case</i> (Previously filed)
Ex. 2103	Excerpt from Webster's Third New International Dictionary of the English Language (unabridged 1993), which includes a copy of the reference's definition of "respond" on page 1935 of that reference (Previously filed)
Ex. 2104	Excerpts of 03-10-2014 Deposition Testimony of Dr. Andrew B. Lippman (Previously filed)
Ex. 2105	Operating Instructions for RM-AV2000 Integrated Remote Commander by Sony Corporation (1997) (Previously filed)
Ex. 2106	U.S. Patent 5,644,303, titled "Specialized Shaped Universal Remote Commander" (Previously filed)
Ex. 2107	U.S. Patent 5,872,562, titled "Universal Remote Control Transmitter With Simplified Device Identification" (Previously filed)
Reserved	Reserved

Ex. 2109	U.S. Patent No. 8,401,682 (sister patent to the '295 patent) (Previously filed)
Ex. 2110	U.S. Patent No. 7,277,765 (parent patent to the '295 patent) (Previously filed)
Ex. 2111	01-15-2014 Hearing Transcript in <i>Bose Corp. v. SDI Technologies, Inc.</i> , Case No. 13-cv-10277-WGY (D. Mass.) (Dkt. D108) (Previously filed)
Ex. 2112	Excerpt from 09-27-2013 Defendant's Preliminary Claim Construction Brief filed in <i>Bose Corp. v. SDI Technologies, Inc.</i> , Case No. 13-cv-10277-WGY (D. Mass.) (Previously filed)
Ex. 2113	Webpage showing the Altec Lansing ADA104 home theater speaker system. http://edsgoodstuff.com/edscart/index.php?main_page=product_info&products_id=3076 (Previously filed)
Reserved	Reserved
Ex. 2115	Excerpts of File History for U.S. Patent No. 7,277,765 (parent patent to the '682 patent) (Previously filed)
Ex. 2116	Excerpts of File History for U.S. Patent No. 8,364,295 (sister patent to the '682 patent) (Previously filed)
Ex. 2117	July 22, 2014 Patent Owner's Notice of Objections to Evidence (Previously filed)

Ex. 2118	Excerpts from William Strunk Jr. & E.B. White, <i>The Elements of Style</i> (4th ed. 2000) (Previously filed)
Ex. 2119	Excerpts from Laurel J. Brinton & Minoji Akimoto, <i>Collocational and Idiomatic Aspects of Composite Predicates in the History of English</i> , John Benjamin's Publishing 1999 http://books.google.com/books?id=jW0S0AyhGmAC&printsec=frontcover&source=gbs_ge_summary_r&cad=0#v=onepage&q&f=false (Previously filed)
Ex. 2120	September 16, 2014 Declaration of Dr. Robert L. Stevenson (Previously filed)
Ex. 2121	Pages from the Internet Archive website (https://archive.org/legal/ and https://archive.org/legal/faq.php) (Previously filed)
Ex. 2122	Excerpts (pp. 194-95) from Carole A. Levitt and Mark E. Rosch, <i>Find Info Like a Pro, Volume 1, Mining the Internet's Publicly Available Resources for Investigative Research</i> , ABA Law Practice Management Section 2010
Ex. 2123	Declaration of Jolynn M. Lussier in Support of <i>Pro Hac Vice</i> Admission

Pursuant to 37 C.F.R. § 42.10(c), the Patent Owner (“Bose Corporation”) respectfully requests that the Board recognize Jolynn M. Lussier as counsel *pro hac vice* in this proceeding. Patent Owner seeks Ms. Lussier’s counsel for the purpose of participating in the Oral Hearing scheduled for February 24, 2015. Patent Owner requests Ms. Lussier’s participation due to her experience in representing Bose in related district court litigation concerning the same patent at issue in this proceeding, U.S. Patent No. 8,364,295 (“the ‘295 patent”) and her familiarity with 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 that was mailed on July 8, 2014.

This motion is not opposed by Petitioner, SDI Technologies.

Statement of Facts

Ms. Lussier is a litigation attorney with more than 20 years of experience in patent litigation matters. Ms. Lussier has represented clients in patent cases involving a variety of technologies. Ms. Lussier regularly litigates patent cases in various federal district and appellate courts. Through her practice in such cases, Ms. Lussier has gained substantial experience in litigation practice. Bose Corporation provides Ms. Lussier’s biography as Exhibit A.

Ms. Lussier also has particular experience and familiarity with the substantive and technical issues involved in this *inter partes* review proceeding. In particular, Ms. Lussier represents Bose in *Bose v. SDI Techs., Inc.*, Civil Action No. 1:13-CV-1-277-WGY (D. Mass), which is currently pending in district court and concerns the same ‘295 patent at issue here, as well as a related U.S. Patent No. 8,401,682 (“the ‘682 patent”). Ms. Lussier also represented Bose in a previous litigation, *Bose v. SDI Techs., Inc. et al.*, Civil Action No. 09-CV-11439-PBS (D. Mass.), concerning U.S. Patent No. 7,277,765, which is related to the ‘682 and ‘295 patents. Ms. Lussier worked on all phases of these litigation matters.

Ms. Lussier was also admitted *pro hac vice* in another *inter partes* review proceeding involving the ‘295 patent (IPR2013-00465), as well as an *inter partes* review proceeding involving the ‘682 patent (IPR2013-00350).

Declaration of Individual Seeking to Appear

This Motion for *Pro Hac Vice* Admission is accompanied by a Declaration of Jolynn M. Lussier, as required by the Order Authorizing Motion for *Pro Hac Vice* mailed July 8, 2014.

Bose Corporation submits that there is good cause under 37 C.F.R. § 42.10(c) for the Board to recognize Jolynn M. Lussier as counsel *pro hac vice* during this proceeding.

Respectfully submitted,

Date: February 13, 2015

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CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(4) and 42.205(b), the undersigned certifies that on February 13, 2015, a complete and entire copy of this Patent Owner's Motion for *Pro Hac Vice* for Jolynn M. Lussier was provided via email to the Petitioner by serving the correspondence email addresses of record as follows:

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