

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ESSELTE CORPORATION, ET AL.
Petitioner

v.

DYMO,
Patent Owner

Case IPR2015-00766
Patent No. 7,990,567

**DECLARATION OF BRIAN P. BOYD IN SUPPORT OF PATENT
OWNER'S UNOPPOSED MOTION FOR *PRO HAC VICE* ADMISSION**

**AFFIDAVIT OF BRIAN P. BOYD IN SUPPORT OF
PETITIONER'S UNOPPOSED MOTION FOR
PRO HAC VICE ADMISSION**

I, Brian P. Boyd hereby attest to the following:

1. I am a member in good standing of the state Bar of Georgia, as well as the United States Court of Appeals for the Federal Circuit.
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 Code of Federal Regulations.
6. I will be subject to the USPTO 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).
7. In the past three years, I also applied to appear *pro hac vice* before the Office in the following other proceedings: IPR2013-00350 and IPR2013-00465. I was admitted *pro hac vice* in those proceedings. I am concurrently applying to

appear *pro hac vice* before the Office in IPR2015-00771, IPR2015-00779, and IPR2015-00781.

8. I am a litigation attorney with more than eight years of experience in patent litigation matters, including my clerkship at the United States Court of Appeals for the Federal Circuit. I have represented clients in patent cases involving a wide array of technologies, including smartphones, optical disc drives, flash memory, GPS, network security, antitheft circuits, dimmer circuits, website technologies, LCD televisions, computer interfaces, power management, wireless networking, IP telephony, and speaker system technologies. I regularly litigate patent cases in various federal district courts and the International Trade Commission. Through my practice in such cases, I have gained substantial experience in litigation practice, including discovery, *Markman* hearings, motions, pretrial, and trial. I began my legal career working on patent cases as a clerk for the Honorable Alvin A. Schall on the United States Court of Appeals for the Federal Circuit from 2007-08. Previously, I was member of the *Vanderbilt Law Review*. Today, in addition to my work for clients, I am active in the Atlanta Intellectual Property American Inn of Court.

9. I have experience and familiarity with *Inter Partes* Review proceedings, as I have been previously admitted *pro hac vice* before the Office in IPR2013-00350 and IPR2013-00465.

10. I have performed work for Patent Owner related to the patent challenged in this *Inter Partes* Review proceeding and have experience and familiarity with the substantive and technical issues involved in this *Inter Partes* Review proceeding.

11. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were 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 and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Respectfully submitted,



Date: October 19, 2015

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APPENDIX A



Brian P. Boyd

Principal

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Background

Brian Boyd is a Principal in Fish & Richardson's Atlanta office. His practice spans all areas of intellectual property litigation and counseling, and he regularly appears in venues across the country on behalf of high-tech clients.

Mr. Boyd's litigation and counseling experience encompasses a wide range of companies and technologies, including smartphones, IP telephony, GPS technology, computer architecture, mesh networks, network security, website technologies, flash memory design and fabrication, and LCD television technologies. Mr. Boyd regularly appears in the most active patent litigation forums, including the International Trade Commission.

Before joining the firm, Mr. Boyd served as a law clerk for the Honorable Alvin A. Schall of the United States Court of Appeals for the Federal Circuit.

Before entering the practice of law, Mr. Boyd gained significant technical experience working at Schlumberger, where he designed electronics for high temperature drilling applications. He also worked for several years at the Georgia Tech Research Institute, where he developed software and hardware for missile defense systems.

Education

JD, Vanderbilt University Law School 2007 □



Vanderbilt Law Review
Order of the Coif

BS, Georgia Institute of Technology 2003□
Electrical Engineering
with highest honors

Admissions

- United States Court of Appeals for the Federal Circuit
- Georgia 2008

Clerkships

The Honorable Alvin A. Schall, 2007 - 2008

Services

- Litigation
- Patent Litigation

Experience

Litigation examples

In the Matter of Certain Consumer Electronics Including Mobile Phones and Tablets II (ITC 2014) (Pender, ALJ): Counsel for Samsung in ITC investigation brought by Complainant Pragmatus Mobile involving wireless communication devices.

Interactive Intelligence, Inc. v. Presence Technology, LLC (N.D. Ga. 2013) (Totenberg, J.): Counsel for Defendant Presence Technology in infringement suit involving contact center software.

NXP B.V. v. Research In Motion Ltd., et al. (M.D. Fl. 2012) (Conway, C.J.): Counsel for Defendant BlackBerry (f/k/a Research In Motion) in patent infringement suit involving BlackBerry devices.

Bose Corp. v. SDI Technologies, Inc., et al. (D. Mass. 2009) (Young, J.): Counsel for Plaintiff Bose Corp. in infringement case involving remote-controlled speaker systems.

SIPCO, LLC v. Control4 Corp., et al. (E.D. Tex. 2010./N.D. Ga. 2010) (Davis, J./Carnes, C.J.): Counsel for defendants Siemens Industry, Inc. and Digi International Inc. in multi-jurisdictional patent infringement case regarding wireless building control and automation systems.

Synchrome Technology Inc. v. Samsung Electronics America, Inc., et al. (N.D. Ga. 2009) (Carnes, C.J.): Counsel for Samsung in patent infringement case concerning optical disk drives and interfaces.

LG Elecs., Inc. v. Petters Group Worldwide, LLC, et al. (E.D. Tex. 2008) (Folsom, J.): Counsel for LG Electronics in patent infringement case involving flat-panel televisions.

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