

Paper No. _____

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

COX COMMUNICATIONS, INC.,
Petitioner

v.

AT&T INTELLECTUAL PROPERTY I, L.P.
Patent Owner

Case IPR2015-01227
Patent 7,907,714

Title: PROFILE MANAGEMENT SYSTEM INCLUDING USER INTERFACE
FOR ACCESSING AND MAINTAINING PROFILE DATA OF USER
SUBSCRIBED TELEPHONY SERVICES

Patent Owner's Motion for *Pro Hac Vice* Admission for James A. Shimota

Patent Owner AT&T Intellectual Property I, L.P. (“AT&T”) requests that the Board admit James A. Shimota *pro hac vice* in this proceeding.

1. Time for Filing

This Motion for *Pro Hac Vice* Admission is being filed no sooner than twenty one (21) days after service of the Petition. *See* Notice of Filing Date, IPR2015-01227, paper no. 5, at 3.

2. Statement of Facts Showing Good Cause for Counsel *Pro Hac Vice*

Patent Owner has been authorized to file motions seeking admission *pro hac vice* under 37 C.F.R. 42.10(c). *Id.* Patent Owner’s lead and back-up counsel are registered practitioners:

Lead Counsel: David W. O’Brien, USPTO Reg. No. 40,107;

Backup Counsel: Raghav Bajaj, USPTO Reg. No. 66,630;

Jamie H. McDole, USPTO Reg. No. 69,875; and

John Russell Emerson, USPTO Reg. No. 44,098.

The following statement of facts shows that there is good cause for the Board to recognize Mr. Shimota *pro hac vice* on behalf of Patent Owner.

As explained in the attached declaration, Mr. Shimota is admitted to and a member in good standing of the State Bar of Illinois and the United States Court of Appeals for the Federal Circuit, Sixth Circuit, and the United States District Court for the Northern District of Illinois. Ex. 2050, ¶ 1. Mr. Shimota is an experienced

attorney with litigation experience involving technologies relevant to the '714 Patent. Ex. 2050, ¶ 8.

Mr. Shimota has never been suspended, disbarred, or denied admission to practice before any court or administrative body. *Id.* ¶¶ 2-3. Mr. Shimota has never been held in contempt or sanctioned by any court or administrative body. *Id.*, ¶ 4. Mr. Shimota is familiar with the subject matter at issue, and his technical experience will assist Patent Owner in this proceeding. *Id.* at ¶¶ 8. Mr. Shimota also satisfies the remaining conditions for admissibility identified by the Board. Specifically, Mr. Shimota has agreed to be bound by the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials, as set forth in title 37, part 42 of the Code of Federal Regulations and has agreed to be subject to the USPTO's Rules of Professional Responsibility set forth in part 11 of 37 C.F.R. and to disciplinary jurisdiction under 37 C.F.R. § 11.19(a). Ex. 2050, ¶¶ 5-7.

Patent Owner's lead and backup counsel are registered practitioners and Mr. Shimota is an experienced litigation attorney having familiarity with the subject matter at issue in this proceeding. Therefore, Patent Owner respectfully submits that there is good cause for the Board to recognize Mr. Shimota as counsel *pro hac vice* during this proceeding.

3. Declaration of Individual Seeking to Appear

This Motion for *Pro Hac Vice* Admission is supported by the Declaration of Mr. Shimota (Ex. 2050).

Respectfully submitted,

/David W. O'Brien/

David W. O'Brien

Registration No. 40,107

HAYNES AND BOONE, LLP

Dated: 8-June-2016

IPR2015-01227

Cox Communications, Inc.

v.

AT&T Intellectual Property I, L.P.

Patent Owner's Exhibit List

June 9, 2016

ATT-2001	Docket Report – AT&T Intellectual Property I, L.P. <i>et al.</i> v. Cox Communications, Inc., <i>et al.</i> , Case No. 14-1106-GMS (D. Del.)
ATT-2002	Complaint – AT&T Intellectual Property I, L.P. <i>et al.</i> v. Cox Communications, Inc., <i>et al.</i> , Case No. 14-1106-GMS (D. Del.)
ATT-2003	Plaintiffs' Answering Brief in Opposition to Defendants' Motion to Transfer – Document 90, AT&T Intellectual Property I, L.P. <i>et al.</i> v. Cox Communications, Inc., <i>et al.</i> , Case No. 14-1106-GMS (D. Del.)
ATT-2004	Defendants' Answer, Affirmative Defenses, and Counterclaims – Document 38, AT&T Intellectual Property I, L.P. <i>et al.</i> v. Cox Communications, Inc., <i>et al.</i> , Case No. 14-1106-GMS (D. Del.)
ATT-2005	Aggregated Rule 7.1 Statements of Defendants – AT&T Intellectual Property I, L.P. <i>et al.</i> v. Cox Communications, Inc., <i>et al.</i> , Case No. 14-1106-GMS (D. Del.)
ATT-2006	Summary of Cox Entities
ATT-2007	E-mail dated July 21, 2015 from Gourdin W. Sirles to Jared Hoggan and attached draft Joint Stipulation to Dismiss Certain Cox Defendants
ATT-2008	Declaration of Robin Sangston in Support of Cox

	Communications, Inc.’s Motion to Dismiss – Document 35-3, Sprint Communications Company L.P. v. Cox Communications, Inc. <i>et al.</i> , Case No. 11-cv-2683 JAR (D. Kansas)
ATT-2009	Federal Communications Commission, Evolution of Cable Television, available at https://www.fcc.gov/print/node/37265 .
ATT-2010	Order Denying Motion to Transfer – Document 132, AT&T Intellectual Property I, L.P. <i>et al.</i> v. Cox Communications, Inc., <i>et al.</i> , Case No. 14-1106-GMS (D. Del. July 9, 2015)
ATT-2011	CCI’s Supplemental Brief Concerning Personal Jurisdiction – Document 56, Sprint Communications Company L.P. v. Cox Communications, Inc. <i>et al.</i> , Case No. 11-cv-2683 JAR (D. Kansas)
ATT-2012	Complaint – Cox Communications, Inc., <i>et al.</i> v. Sprint Communications Company <i>et al.</i> (D. Del.)
ATT-2013	Stipulation and Order of Dismissal of Cox Communications Inc. and Substitution of CoxCom, LLC – Document 11, Joao Control & Monitoring Systems, LLC v. Cox Communications Inc., Case No. 1:14-CV-520-GMS (D. Del. Oct. 7, 2014)
ATT-2014	Stipulation and Order to Substitute – Document 9, Futurevision.com, LLC v. Cox Communications, Inc. <i>et al.</i> , Case No. 14-870-GMS (D. Del. Sept. 3, 2014)
ATT-2015	IPR2015-01477 – Petition for <i>Inter Partes</i> Review of U.S. Patent No. 6,587,046
ATT-2016	IPR2015-01477 – Petitioners’ Power of Attorney
ATT-2017	IPR2015-01760 – Petition for <i>Inter Partes</i> Review of U.S. Patent No. 6,549,130

ATT-2018	IPR2015-01796 – Petition for <i>Inter Partes</i> Review of U.S. Patent No. 5,563,883
ATT-2019	Complaint – C-Cation Technologies, LLC v. Atlantic Broadband Group, LLC et al. (D. Del.)
ATT-2020	Summary of Cox Entity <i>Inter Partes</i> Review Petitions
ATT-2021	Collection of Dun and Bradstreet Reports of Cox Entities
ATT-2022	Declaration of Stephanie Allen-Wang in Support of Cox’s Motion to Transfer Venue Pursuant to 28 U.S.C. § 1404(a) – Document 78, AT&T Intellectual Property I, L.P. <i>et al.</i> v. Cox Communications, Inc., <i>et al.</i> , Case No. 14-1106-GMS (D. Del.)
ATT-2023	Summary of Cox Entity Leadership
ATT-2024	[RESERVED]
ATT-2025	[RESERVED]
ATT-2026	Transcript of Conference Call Hearing held January 5, 2016.
ATT-2027	Form 10-Q for the quarter ended September 30, 2015 of Arris Group, Inc. dated November 6, 2015, as filed with the U.S. Securities and Exchange Commission, <i>available at</i> https://www.sec.gov/Archives/edgar/data/1141107/000119312515370106/d70478d10q.htm (last retrieved January 12, 2016)
ATT-2028	ARRIS Corporate Terms and Conditions of Sale, <i>available at</i> https://www.arris.com/globalassets/resources/company-overview/tc.pdf (last retrieved January 12, 2016)
ATT-2029	America Invents Act, HR Rep No 112-98, 112th Cong, 1st Sess (2011)
ATT-2030	Brian J. Love & Shawn Ambwani, <i>Inter Partes Review: An Early</i>

Look at the Numbers, 81 U. CHI. L. REV. DIALOGUE 93, 93–95 (2014), <https://lawreview.uchicago.edu/page/inter-partes-review-early-look-numbers>.

- ATT-2031** [CONFIDENTIAL – FILED UNDER SEAL]
- ATT-2032** Terms of Sale and Software License Agreement, Cisco Systems Inc., *available at* http://www.cisco.com/web/about/doing_business/legal/docs/tc-us.pdf (last retrieved January 12, 2016).
- ATT-2033** Cisco Systems, Inc. v. Sprint Communications Company L.P., Complaint for Declaratory Judgment, May 28, 2015 (D. Del.).
- ATT-2034** Cox Selects Broadsoft’s Platform For VoIP, TMCNews, *available at* <http://technews.tmcnet.com/hosted-voip/feature/articles/7784-cox-selects-broadsofts-platform-voip.htm> (last retrieved January 12, 2016).
- ATT-2035** AT&T Preliminary Infringement Contentions, Exhibit G38, Case No. 14-1106-GMS (D. Del.).
- ATT-2036** Broadsoft, Inc. v. CallWave Communications, LLC, Complaint for Declaratory Judgment, April 23, 2013 (D. Del.).
- ATT-2037** Sprint Communications, L.P., v. Cox Communications, Inc., Memorandum and Order, Sept. 14, 2012 (D. Kansas).
- ATT-2038** AT&T’s Proposed Discovery Requests
- ATT-2039** File History of U.S. Provisional Application No. 60/042,680
- ATT-2040** Annotated FIG. 1 of Buhrmann from Deposition of Dr. Mir
- ATT-2041** Standing Protective Order and Standard Acknowledgment for Access to Protective Order Material
- ATT-2042** Transcript of Deposition of Nader F. Mir, Ph.D. taken January

29, 2016

ATT-2043	Declaration of Dr. Robert Akl, D.Sc.
ATT-2044	Requirements Document PC User Interface dated July 17, 1996
ATT-2045	Declaration of Michelle Watson-Williams
ATT-2046	Declaration of John Sherman
ATT-2047	Page 642 from Computer and Communications Networks, Nader F. Mir, 2 nd ed. (excerpt)
ATT-2048	Annotated Figure 3 from Exhibit 1004 (Buhrmann)
ATT-2049	Microsoft Computer Dictionary, Fourth Edition (excerpt)
ATT-2050	Declaration of James A. Shimota

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Certificate of Service

The undersigned certifies, in accordance with 37 C.F.R. § 42.6, that service
was made on the Petitioner as detailed below.

Date of service June 8, 2016

Manner of service Electronic mail

Documents served Patent Owner's Motion for *Pro Hac Vice* Admission for
James A. Shimota
Exhibit 2050

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