

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GENBAND US LLC and GENBAND MANAGEMENT SERVICES CORP.
Petitioner

v.

METASWITCH NETWORKS LTD.
Patent Owner

Case: IPR2015-01522
U.S. Patent No. 7,657,018

**PATENT OWNER'S MOTION FOR *PRO HAC VICE* ADMISSION OF
A. GHAZALY IMAM UNDER 37 C.F.R. § 42.10**

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Patent Trial and Appeal Board
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313

I. Relief Requested

Pursuant to 37 C.F.R. § 42.10 and the Notice of Filing Date Accorded to Petition [Paper 3], Metaswitch Networks Ltd. (“Patent Owner”) respectfully requests that the Board recognize A. Ghazaly Imam as counsel *pro hac vice* during this proceeding.

II. Statement of Facts Showing Good Cause for the Board to Recognize Counsel *Pro Hac Vice* During the Proceeding

As set forth in 37 C.F.R. § 42.10(c), the Board may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause, subject to the condition that lead counsel be a registered practitioner. Where the lead counsel is a registered practitioner, a non-registered practitioner may be permitted to appear *pro hac vice* “upon showing that counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding.” 37 C.F.R. § 42.10(c). In authorizing motions for *pro hac vice* admission, the Board also requires a statement of facts showing there is good cause for the Board to recognize counsel *pro hac vice* and an affidavit or declaration of the individual seeking to appear in this proceeding. The following facts, as well as those set forth in the attached declaration, establish good cause for the Board to recognize A. Ghazaly Imam *pro hac vice* during this proceeding:

1. Lead counsel, Nicholas Transier, is a registered practitioner.

2. Counsel, A. Ghazaly Imam, is an experienced patent litigation attorney and has established familiarity with the subject matter at issue in this proceeding. Accompanying this motion is the Declaration of A. Ghazaly Imam in Support of this Motion for Admission *Pro Hac Vice* (“Imam Dec.”). In his declaration, Mr. Imam attests that he has “been practicing in the field of intellectual property, and particularly, patent litigation, for over five years.” Imam Dec., ¶ 1. Mr. Imam also attests that: “I am a member in good standing of the Bar of the State of California.” Imam Dec., ¶ 2. Mr. Imam also attests that: “I am familiar with the subject matter at issue in this proceeding. I have read both U.S. Patent No. 7,657,018 (“the ‘018 Patent”) and the prosecution history of the ‘018 Patent. I have also read the Petition and accompanying exhibits. I hold a degree in Computer Science, which is related to the technology covered by the ‘018 Patent.” Imam Dec., ¶ 11.
3. In his declaration, Mr. Imam also attests to each of the listed items required by 37 C.F.R. § 41.10(c). *See* Imam Dec., ¶¶ 1-12.

III. Conclusion

For the foregoing reasons, Patent Owner respectfully requests that the Board admit A. Ghazaly Imam *pro hac vice* in this proceeding.

Respectfully submitted,

EIP US LLP

Dated: July 13, 2015

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**DECLARATION OF A. GHAZALY IMAM IN SUPPORT OF MOTION
FOR *PRO HAC VICE* ADMISSION**

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I, A. Ghazaly Imam, declare as follows:

1. I have been practicing in the field of intellectual property, and particularly, patent litigation, for over five years.

2. I also served as a judicial law clerk to the Honorable W. Louis Sands, Judge, U.S. District Court for the Middle District of Georgia, Albany Division.

3. I am a member in good standing of the Bar of the State of California.

4. I have been in private practice and litigated patent cases in both trial courts and before the Federal Circuit. As one example, I represented defendant Toshiba America Information Systems, Inc. before the Court of Appeals for the Federal Circuit in *Typhoon Touch Technologies, Inc. v. Dell, Inc. et al.*

5. I have never been subject to any discipline, suspensions or disbarments from practice before any court or administrative body.

6. I have never been denied any application for admission to practice before any court or administrative body.

7. I have never been subject to sanctions or contempt citations imposed by any court or administrative body.

8. 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 37 C.F.R..

9. I agree to 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).

10. In the last three (3) years, I have not appeared *pro hac vice* in any proceeding before the Office.

11. I am familiar with the subject matter at issue in this proceeding. I have read both U.S. Patent No. 7,657,018 (“the ‘018 Patent”) and the prosecution history of the ‘018 Patent. I have also read the Petition and accompanying exhibits. I hold a degree in Computer Science, which is related to the technology covered by the ‘018 Patent.

12. 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 are 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 U.S. Patent No. 7,657,018.

Dated: July 13, 2015

By: / A. Ghazaly Imam /

A. Ghazaly Imam

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Certification of Service Under 37 C.F.R. § 42.6(e)(4) & 42.105(a)

A copy of this **MOTION FOR *PRO HAC VICE* ADMISSION** and **DECLARATION OF A. GHAZALY IMAM IN SUPPORT OF MOTION FOR *PRO HAC VICE* ADMISSION** has been served on Petitioner via email at the following correspondence address:

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