

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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**MUNCHKIN, INC.**

Petitioner

v.

**SKIP HOP, INC.**

Patent Owner

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Case IPR2016-00536

Patent 9,060,653

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**AFFIDAVIT OF JOEL T. BERES IN SUPPORT OF  
MOTION FOR *PRO HAC VICE* ADMISSION**

Joel T. Beres, having been duly sworn, states that he has personal knowledge of the facts contained in this Affidavit, that he is competent to testify to the matters herein, and that all the statements contained herein are true and accurate as he verily believes.

1. I am a member in good standing of the Bar of the States of California and Kentucky, as well as the following Federal Courts:

United States District Courts for the Eastern and Western Districts of Kentucky; United States District Courts for the Southern, Central, and Northern Districts of California; and United States District Courts for the Eastern District of Texas, Northern District of Illinois, and other various districts.

United States Court of Appeals for the Sixth and Ninth Circuits; United States Court of Appeals for the Federal Circuit.

United States Supreme Court.

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.

6. I will be subject to the United States Patent & Trademark Office Code of Professional Responsibility set forth in 37 C.F.R. § 11.101 *et seq.* and disciplinary jurisdiction under 37 § C.F.R. 11.19(a).

7. I have not applied to appear *pro hac vice* before the United States Patent & Trademark Office in any other proceeding in the last three (3) years, except as follows: IPR2014-00561 and IPR2014-00750.

8. I am an experienced litigation attorney, having served as lead counsel in numerous patent infringement actions in District Courts across the country.

9. I have familiarity with the subject matter at issue in Case IPR2016-00536, and I have been asked by Patent Owner Skip Hop, Inc. to serve as back-up counsel in this proceeding. I have also been asked to serve as counsel of record in the litigation involving the patent at issue in this proceeding, *Skip Hop, Inc. v. Munchkin, Inc.*, Case No. 2:15-cv-06339-SJO-AGR (C.D. Cal.). Additionally, my

partner Stephen Weyer, who is a registered practitioner, is service as Lead Counsel in this proceeding.

/s/ Joel T. Beres

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Joel T. Beres  
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**CERTIFICATE OF SERVICE**

Pursuant to 37 C.F.R. 42.6(e)(4), the undersigned certifies that on February 19, 2016, a complete and entire copy of the Motion for Joel T. Beres to Appear *Pro Hac Vice* (including this Affidavit of Joel T. Beres) on Behalf of Patent Owner Skip Hop, Inc. was provided via email to the Petitioner by serving the correspondence address of record as follows:

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2/19/16