

Paper No. \_\_\_\_\_  
Filed: \_\_\_\_\_

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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FITBIT, INC.,  
Petitioner,

v.

ALIPHCOM, INC. D/B/A JAWBONE,  
Patent Owner.

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Case IPR2016-00607  
Patent No. 8,529,811

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**PATENT OWNER'S MOTION TO  
WITHDRAW AS COUNSEL AND SUBSTITUTE NEW COUNSEL**

## **I. RELIEF REQUESTED**

Pursuant to 37 C.F.R. § 42.10(e), and as authorized by the Board via an email dated March 25, 2016 (*see* 37 C.F.R. § 42.20(b)), counsel for Patent Owner, AliphCom, Inc. d/b/a Jawbone (“AliphCom”), respectfully requests authorization to withdraw as counsel for AliphCom in this *inter partes* review proceeding.

## **II. STATEMENT OF REASONS FOR SUBSTITUTION OF COUNSEL**

AliphCom wishes for new counsel, Michael T. Rosato (Reg. No. 52,182), Andrew S. Brown (Reg. No. 74,177) and Jose C. Villarreal (Reg. No. 43,969) to be designated as lead and back-up counsel, respectively, and represent AliphCom going forward in this proceeding. Patent Owner’s new counsel meet the requirements of the 37 C.F.R. § 42.10(c) as registered practitioners.

No extension of time will be needed upon grant of this Motion. It is believed that granting this Motion will not hinder the economy, the integrity of the patent system, the efficient administration of the Office, or the ability of the Office to timely complete this proceeding. *See* 35 U.S.C. § 316(b).

An executed updated Power of Attorney and updated Mandatory Notices under 37 C.F.R. § 42.8(b)(3) are being filed concurrently.

Respectfully submitted,

Date: March 25, 2016

/D. Clay Holloway/  
D. Clay Holloway, Lead Counsel  
Reg. No. 58,011

## **CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing Patent Owner's Motion to Withdraw as Counsel and Substitute New Counsel was served on this 25 day of March, 2016, on the Petitioner at the correspondence address as follows:

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Respectfully submitted,

Date: March 25, 2016

/D. Clay Holloway/  
D. Clay Holloway, Lead Counsel  
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