

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FREE STREAM MEDIA CORP. D/B/A SAMBA TV,

Petitioner,

v.

GRACENOTE, INC.,

Patent Owner

Case IPR2020-00216

Patent No. 9,066,114

**PATENT OWNER'S UNOPPOSED MOTION TO WITHDRAW AND
SUBSTITUTE COUNSEL**

I. RELIEF REQUESTED

Pursuant to 37 C.F.R. § 42.10, and the Board's authorization for this Motion on January 24, 2020, Patent Owner Gracenote, Inc. respectfully requests the Board permit lead counsel Steven Yovits (Reg. No. 48,055) and back-up counsel Mark J. Scott (*pro hac vice*) with Kelley Drye & Warren LLP, to withdraw from this *inter partes* review proceeding and to substitute the following attorneys from the law firm of Erise IP, P.A.:

Jennifer C. Bailey (Reg. No. 52,583) (lead counsel);

Robin A. Snader (Reg. No. 66,085) (back-up counsel);

Jason R. Mudd (Reg. No. 57,700) (back-up counsel); and

Megan J. Redmond (*pro hac vice*) (back-up counsel).

As detailed further below, Petitioner does not oppose this motion. Patent Owner's new counsel information was reflected in the updated Mandatory Notice filed January 23, 2020.

II. STATEMENT OF REASONS FOR SUBSTITUTION OF COUNSEL

Patent Owner seeks to substitute new counsel for representation in this IPR. Patent Owner has conferred with Petitioner, and Petitioner does not oppose this Motion. Patent Owner's new counsel (of Erise IP, P.A.) has already filed its Power of Attorney and updated Mandatory Notices in this IPR. Therefore, Patent Owner

will continue to have representation by counsel upon attorneys for Kelley Drye & Warren (Steven Yovits and Mark J. Scott) being withdrawn. Given the early stage of proceedings, this Motion is not expected to cause any delay.

III. CONCLUSION

For the foregoing reasons, Patent Owner respectfully requests the Board permit Steven Yovits and Mark J. Scott with Kelley Drye & Warren LLP to withdraw as counsel in this proceeding and substitute in their place attorney Jennifer C. Bailey (lead counsel), Robin A. Snader, Jason R. Mudd, and Megan Redmond (back-up counsel) of Erise IP, P.A., as counsel, for Patent Owner.

Respectfully submitted,

/ Steven Yovits /

Steven Yovits, Reg. No. 48055

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ATTORNEYS FOR PATENT OWNER

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing PATENT OWNER'S UNOPPOSED MOTION TO WITHDRAW AND SUBSTITUTE COUNSEL was served on January 27, 2020, by email on the following counsel of record for Petitioner:

Don Daybell at D2DPTABDocket@orrick.com
Alyssa Caridis at A8CPTABDocket@orrick.com

Dated: January 27, 2020

Respectfully submitted,

/ Steven Yovits /

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