

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTEL CORPORATION,
Petitioner,

v.

PACT XPP SCHWEIZ AG,
Patent Owner.

Case IPR2020-00541
Patent 9,075,605

EXHIBIT 2023
DECLARATION OF MARK TUNG
IN SUPPORT OF PACT XPP SCHWEIZ AG'S
UNOPPOSED MOTION FOR *PRO HAC VICE* ADMISSION

I, Mark Tung, being duly sworn and upon oath, hereby attest to the following:

1. I am a member in good standing of the Bar of the State of California.
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 sanctions or contempt citations have 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 set forth in part 42 of 37 C.F.R.
6. I will 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).
7. This is my first appearance *pro hac vice* before the Board.
8. I am an experienced litigation attorney with over 10 years of experience. My experience includes representing a wide range of clients in complex intellectual property and commercial litigation matters.
9. I have worked with lead counsel in most aspects of his participation in these proceedings. As such, I have reviewed and am very familiar with (i) U.S.

Patent No. 9,075,605, the patent at issue in this proceeding; (ii) the prior art relied upon by Petitioner; (iii) the legal and factual arguments made by Petitioner in both its Petition for *inter partes* review and in the supporting declaration of Dr. Paul Sechen (Ex. 1001), as well as the legal and factual arguments addressed by PACT in its Preliminary Patent Owner Response; and (iv) the developments in this proceeding since Petitioner filed its Petition, as well as the developments in related matters before the Board.

10. 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 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.

Dated: November 16, 2020

/Mark Tung/

Mark Tung