UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LITE-ON TECHNOLOGY CORPORATION

Petitioner

v.

SENSOR ELECTRONIC TECHNOLOGY, INC.,

IPR2022-00780
U.S. Patent No. 9,923,117

PATENT OWNER'S MOTION FOR PRO HAC VICE ADMISSION UNDER 37 C.F.R. § 42.10(c)

I. STATEMENT OF THE PRECISE RELIEF REQUESTED

Pursuant to 37 C.F.R. § 42.10(c), Patent Owner, Sensor Electronic Technology, Inc. ("SETi") respectfully requests that the Board recognize Etai Lahav of Radulescu LLP as counsel *pro hac vice* in this proceeding.

II. REASONS THE REQUESTED RELIEF SHOULD BE GRANTED

As set forth below in the Statement of Material Facts, SETi has made all of the showings required under 37 C.F.R. §42.10(c) for recognizing Mr. Lahav *pro hac vice*. In particular, Mr. Lahav is an experienced litigating attorney who has represented clients in numerous patent litigation cases in various United States District Courts and the Court of Appeals for the Federal Circuit, including technically and legally complex matters involving issues likely present in this proceeding. Accordingly, allowing Mr. Lahav to appear *pro hac vice* on behalf of SETi is appropriate in this proceeding.

III. STATEMENT OF MATERIAL FACTS

1. 37 C.F.R. § 42.10(c) provides that "[t]he Board may recognize counsel *pro hac vic*e during a proceeding upon a showing of good cause, subject to the condition that lead counsel be a registered practitioner and to any other conditions as the Board may impose. For example, where the lead counsel is a registered practitioner, a motion to appear *pro hac vice* by counsel who is not a registered practitioner may be granted upon showing that counsel is an experienced litigating

attorney and has an established familiarity with the subject matter at issue in the proceeding."

2. Lead counsel in this *inter partes* review proceeding is David C. Radulescu. Dr. Radulescu is registered to practice before the United States Patent and Trademark Office and holds Registration No. 36,250.

3. As set forth in the Declaration of Etai Lahav (Ex. 2017), Mr. Lahav is an experienced litigating attorney and has an established familiarity with the subject matter at issue in this proceeding. Ex. 2017, ¶¶ 1-2. In particular, Mr. Lahav has fifteen years of experience as a patent litigator and has represented clients in numerous patent litigation cases in various United States District Courts and the Court of Appeals for the Federal Circuit. *Id*. ¶ 1.

4. Further, Mr. Lahav is experienced with technically and legally complex matters relating to the semiconductor and electronics field, including the following representative matters:

- *ZOND, LLC v. Intel Corp.*, Civ. Case No. 1-13-cv-11570 (D. Mass. 2013)
- *Finisar Corp. v. Nistica, Inc.*, Civ. Case No. 5-13-cv-03345 (N.D. Cal. 2013)
- *Thomas Swan & Co. Ltd. v. Finisar Corp.*, Civ. Case No. 2-13-cv-00178 (E.D. Tex. 2013)
- *Mears Technologies, Inc. v. Finisar Corp.*, Civ. Case No. 2-13-cv-00376 (E.D. Tex. 2013)

- *Lambeth Magnetic Structures, LLC v. Toshiba Corp. et al.*, Civ. Case No. 2-14-cv-01526 (W.D. Pa. 2014)
- *Koninklijke Philips NV et al v. Wangs Alliance Corp. d/b/a WAC Lighting Co.*, Civ. Case No. 1-14-cv-12298 (D. Mass. 2014)
- *Mears Technologies, Inc. v. Finisar Corp.*, Civ. Case No. 16-1485 (Fed. Cir. 2016)
- *Golight, Inc. v. AAC Enterprises LLC, et al.*, Civ. Case No. 1-16-cv-01181 (D. Colo. 2016)
- *ilumisys, Inc. d/b/a TOGGLED v. Woodforest Lighting, Inc. d/b/a Forest Lighting USA*, Civ. Case No. 4-16-cv-02793 (S.D. Tex. 2016)
- *Finisar Corp. v. Nistica, Inc.*, Civ. Case No. 17-1649 (Fed. Cir. 2017)
- *Wangs Alliance Corp. v. Koninklijke Philips N.V.*, Civ. Case No. 17-1527 (Fed. Cir. 2017)
- *Philips Lighting Holding B.V. v. Wangs Alliance Corp.*, Civ. Case No. 17-1529 (Fed. Cir. 2017)
- *Wangs Alliance Corp. v. Koninklijke Philips N.V.*, Civ. Case No. 17-1530 (Fed. Cir. 2017)
- *Wangs Alliance Corp. v. Philips Lighting North America*, Civ. Case No. 17-1531 (Fed. Cir. 2017)
- *Wangs Alliance Corp. v. Philips Lighting North America*, Civ. Case No. 17-1532 (Fed. Cir. 2017)
- *Philips Lighting North America Corp. et al v. Howard Industries, Inc. d/b/a Howard Lighting*, Civ. Case No. 2-18-cv-00012 (S.D. Miss. 2018)
- *UPF Innovations, LLC v. Synopsys, Inc.*, Civ. Case No. 2-18-cv-00199 (E.D. Tex. 2018)
- *Fiber, LLC v. Ciena Corp.*, Civ. Case No. 19-1005 (Fed. Cir. 2018)

- *Seoul Semiconductor Co., Ltd. et al v. Satco Products, Inc.*, Civ. Case No. 2-19-cv-04951 (EDNY)
- *Seoul Semiconductor Co., Ltd. et al v. Satco Products, Inc.*, Civ. Case No. 1-19-cv-06719 (EDNY)
- *Satco Products, Inc. v. Seoul Semiconductor Co., Ltd. et al.*, Civ. Case No. 1-21-cv-00643 (NDGA)
- *Nitride Semiconductors Co., Ltd. v. Lite-On Technology Corporation et al.,* Civ. Case No. 6-21-cv-00183 (WDTX)
- *Sensor Electronic Technology, Inc. v. Lite-On Technology Corporation et al.,* Civ Case No. 6-21-cv-00322 (WDTX)
- *Nitek, Inc. v. Lite-On Technology Corporation et al.*, Civ. Case No. 6-21-cv-00794 (WDTX)
- *Intel Corp. v. Institute of Microelectronics of the Chinese Academy of Sciences,* IPR2018-01574, Patent No. 9,070,719
- *Intel Corp. v. Institute of Microelectronics of the Chinese Academy of Sciences,* IPR2019-00834, Patent No. 9,070,719
- *Satco Products, Inc. v. Seoul Semiconductor Co., Ltd.,* IPR2020-00247, Patent No. 9,807,828
- *Satco Products, Inc. v. Seoul Semiconductor Co., Ltd.,* IPR2020-00836, Patent No. 7,081,722
- *Sensor Electronic Technology, Inc. v. Lite-On Technology Corporation,* IPR2022-00395, Patent No. 10,916,685
- *Sensor Electronic Technology, Inc. v. Genesis Photonics Inc. et al*, IPR2022-00396, Patent No. 8,829,549
- *Sensor Electronic Technology, Inc. v. Genesis Photonics Inc. et al,* IPR2022-00397, Patent No. 8,587,013
- *Sensor Electronic Technology, Inc. v. Lite-On Technology Corporation et al,* IPR2022-00406, Patent No. 8,872,202

- *Sensor Electronic Technology, Inc. v. Lite-On Technology Corporation et al,* IPR2022-00419, Patent No. RE 04,7088
- *Lite-On Technology Corporation v. Sensor Electronic Technology, Inc.,* IPR2022-00780, Patent No. 9,923,117
- *Lite-On Technology Corporation v. Sensor Electronic Technology, Inc.,* IPR2022-00781 (PTAB), Patent No. 8,552,562

5. Mr. Lahav has appeared *pro hac vice* in the following *inter partes* review proceedings: IPR2014-00477, IPR2014-00479, IPR2014-00578, IPR2014-00580, IPR2014-00604, IPR2014-00726, IPR2014-00799, IPR2014-00803, IPR2014-00807, IPR2014-00808, IPR2014-01099, IPR2014-01100, IPR2018-01574, IPR2019-00834, IPR2020-00247, IPR2020-00836, IPR2022-00395, IPR2022-00396, IPR2022-00397, IPR2022-00406, IPR2022-00419, IPR2022-00780, and IPR2022-00781. *Id.* ¶ 3.

6. Mr. Lahav has 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. *Id.* ¶ 8. Mr. Lahav also agrees to be subject to the United States Patent and Trademark Office 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). *Id.* ¶ 9.

IV. CONCLUSION

For the foregoing reasons, SETI respectfully requests that the Board admit Etai Lahav of Radulescu LLP as counsel *Pro Hac Vice* in this proceeding.

Respectfully submitted,

Date: August 23, 2022

/*David C. Radulescu*/

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CERTIFICATE OF SERVICE

I hereby certify that on August 23, 2022, a copy of the foregoing:

PATENT OWNER'S MOTION FOR PRO HAC VICE ADMISSION UNDER 37 C.F.R. § 42.10(c) AND EXHIBIT 2017

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