

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

T-MOBILE USA, INC.,¹
Petitioner,

v.

DALI WIRELESS, INC.,
Patent Owner.

IPR2022-01293
U.S. Patent No. 10,334,499 B2

**PETITIONER T-MOBILE USA, INC.’s
UNOPPOSED MOTION FOR
PRO HAC VICE ADMISSION OF WILLIAM BULLARD**

¹ The Board joined T-Mobile USA, Inc. as a party (Petitioner) to this proceeding. Original Petitioners CommScope Technologies LLC and Corning Optical Communications LLC have been terminated in this proceeding.

I. Relief Requested

Pursuant to 37 C.F.R. § 42.10(c), Petitioner T-Mobile USA, Inc. (“T-Mobile” or “Petitioner”) that has now been joined to this proceeding requests the Board admit William F. Bullard *pro hac vice* in this *inter partes* review proceeding.

II. Statement of Facts Showing Good Cause for the Board to Recognize Counsel *Pro Hac Vice* During the Proceeding.

This motion is unopposed. Good cause exists to grant this motion. On November 7, 2023, Petitioner T-Mobile became lead petitioner after the original lead petitioner (CommScope) was terminated. Prior to termination, CommScope had filed an unopposed motion for *pro hac vice* admission of Mr. Bullard (Paper #24). Now that T-Mobile is the lead petitioner, T-Mobile re-brings the motion for *pro hac vice* admission of Mr. Bullard on behalf of T-Mobile.

In accordance with 37 C.F.R. § 42.10(c), the Board may recognize counsel *pro hac vice* during a proceeding, subject to the conditions set forth therein, and any others that the Board may impose. Petitioner sets forth the following facts in support of this Motion:

1. Lead counsel for Petitioner in this proceeding, Philip P. Caspers, is a registered practitioner.

2. William F. Bullard, is an experienced litigation attorney and has established familiarity with the subject matter at issue in this proceeding. Accompanying this Motion as Exhibit 1074, is the Declaration of William F. Bullard in Support of the Motion for Admission Pro Hac Vice (“Bullard Decl.”). In his declaration, Mr. Bullard attests, among other things, that he is a member in good standing of the Minnesota State Bar. Bullard Dec. ¶ 3. Mr. Bullard further attests that he has been admitted to practice before the United States Court of Appeal for the Federal Circuit and United States District Courts for the District of Minnesota. *Id.* Mr. Bullard further attests that he has been practicing in the field of litigation since 2010, with the majority of that time focused specifically on patent litigation. *Id.* ¶ 2. In addition, Mr. Bullard attests that his familiarity with the subject matter at issue in this proceeding is demonstrated by his review of the patent at issue, the Petition for Inter Partes Review, the cited prior art, and the other evidence presented in this proceeding, as well as his representation of Petitioner T-Mobile in a district court action in which Dali had accused Petitioner T-Mobile of infringing the ‘499 patent. *Id.* ¶¶ 9-10.

3. In his declaration, Mr. Bullard attests to each of the required items set forth in 37 C.F.R. § 42.10(c). *Id.* ¶¶ 2-10.

4. Petitioner wishes to have Mr. Bullard represent it in matters involving the ‘499 patent because of his specific experience with the ‘499 patent. If this motion was denied, T-Mobile would be prejudiced because T-Mobile has already invested significant financial resources in Mr. Bullard’s work. It would take significant time and resources to educate another attorney regarding the ‘499 patent, the prior art at issue, the concurrent litigation, and the relevant technology, all subjects with which Mr. Bullard is already intimately familiar.

5. The Board previously admitted Mr. Bullard *pro hac vice* in IPR2022-01345, which involves a related patent.

II. Conclusion

For the foregoing reasons, T-Mobile respectfully requests that the Board admit William F. Bullard *pro hac vice* in this proceeding.

Dated: November 10, 2023

Respectfully Submitted,

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CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(4) and 42.205(b), the undersigned certifies that on November 10, 2023, a complete and entire copy of this Motion and the supporting Declaration of William F. Bullard (Exhibit 1074) was provided via electronic service to the Patent Owner by serving the correspondence address of record as follows:

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