

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CROWDSTRIKE, INC.,
Petitioner

v.

OPEN TEXT INC.,
Patent Owner

Case No. IPR2023-00289
U.S. Patent No. 8,418,250

**PETITIONER'S MOTION FOR ADMISSION *PRO HAC VICE*
UNDER 37 C.F.R. § 42.10(C)**

I. INTRODUCTION

Petitioner CrowdStrike, Inc. (“Petitioner”) respectfully requests the Board recognize Hunter A. Horton, Esq., as counsel *pro hac vice* during the above captioned proceeding. Petitioner files this Motion for Admission *Pro Hac Vice* in accordance with the Board’s January 26, 2023, Notice of Filing Date (Paper 5) and 37 C.F.R. §§ 42.10(c) and 42.22.

II. CONDITIONS FOR *PRO HAC VICE* ADMISSION ARE MET

The conditions outlined in 37 C.F.R. § 42.10(c) and the Order – Authorizing Motion for *Pro Hac Vice* Admission in case IPR2013-00639, Paper 7 are met. Petitioner is filing this motion more than 21 days after December 29, 2022, the date of service of the Petition.

Lead Counsel for Petitioner (Adam P. Seitz, Reg. No. 52,206) is registered to practice before the Board and is actively participating in this IPR. 37 C.F.R. § 42.10(c).

Good cause exists to permit Hunter A. Horton to be admitted *pro hac vice* for this proceeding. Mr. Horton has established familiarity with the subject matter at issue in this proceeding, including knowledge of U.S. Patent No. 8,418,250 (“the ’250 Patent”), the Petition, and the prior art submitted in the instant Petition. Exhibit 1022, *Declaration of Hunter Horton* at ¶ 8. Mr. Horton is an experienced patent litigation attorney and has handled complex litigation in federal court. *Id.* at

¶ 9. He has experience litigating patents and participating in IPRs and *ex parte* reexaminations, including proceedings involving common technical issues related to the software and computer engineering fields or technology relating to network security. *Id.* He has been involved in nearly all aspects of the patent litigation proceedings, assisted with depositions, and discussed these areas in-depth with expert witnesses, engineers, and patent practitioners. *Id.* Therefore, Mr. Horton's knowledge would be of substantial benefit to Petitioner in this proceeding.

III. AFFIDAVIT OR DECLARATION OF INDIVIDUAL SEEKING TO APPEAR

A Declaration of Hunter A. Horton as Exhibit 1022 accompanies Petitioner's Motion for *Pro Hac Vice* Admission.

IV. FEES

Petitioner approves the \$250.00 fee in accordance with 42.15(e) for *pro hac vice* admission may be charged to deposit account 50-6159.

V. CONCLUSION

Petitioner respectfully requests that the Board recognize Hunter A. Horton as counsel *pro hac vice* during this proceeding.

Date: September 21, 2023

Respectfully submitted,

ERISE IP, P.A.

BY: /s/ Adam P. Seitz

Adam P. Seitz, Reg. No. 52,206

Paul R. Hart, Reg. No. 59,646

Callie A. Pendergrass, Reg. No. 63,949

Hunter A. Horton, *pro hac vice*

COUNSEL FOR PETITIONER

CERTIFICATE OF SERVICE ON PATENT OWNER

UNDER 37 C.F.R. § 42.105(a)

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that on September 21, 2023, the foregoing *Petitioner's Motion For Admission Pro Hac Vice Under 37 C.F.R. § 42.10(C)* was served via electronic filing with the Board and via Electronic Mail on the following practitioners of record for Patent Owner:

Brian Eutermoser (beutermoser@kslaw.com)
Russell E. Blythe (rblythe@kslaw.com)
Mikaela Stone (mikaela.stone@kslaw.com)

/s/ Adam P. Seitz
Adam P. Seitz, Reg. No. 52,206

ATTORNEY FOR PETITIONER