

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DISH NETWORK CORPORATION; DISH NETWORK LLC; AND DISH
NETWORK SERVICE LLC,

Petitioner,

v.

ENTROPIC COMMUNICATIONS, LLC,

Patent Owner.

Case No.: IPR2023-00391 (Patent No. 7,130,576)

Case No.: IPR2023-00392 (Patent No. 7,542,715)

Case No.: IPR2023-00393 (Patent No. 8,792,008)

**PETITIONERS' MOTION FOR WITHDRAWAL
AND SUBSTITUTION OF COUNSEL**

I. STATEMENT OF RELIEF REQUESTED

Pursuant to 37 C.F.R. § 42.10, Petitioners DISH Network Corporation; DISH Network LLC; and Dish Network Service LLC respectfully request that the Board authorize withdrawal of Amy E. Simpson as lead counsel in this matter.

II. STATEMENT SHOWING GOOD CAUSE FOR THE BOARD TO AUTHORIZE WITHDRAWAL AND SUBSTITUTION OF COUNSEL

On January 13, 2023, February 6, 2023, and February 21, 2023, Petitioners submitted Mandatory Notices as part of its Petitions for *inter partes* Review, designating Amy E. Simpson as its lead counsel in the above-captioned *inter partes* reviews. (Paper 1 in each proceeding.) For good cause, Petitioners request that the current designated counsel be deemed withdrawn from the present proceeding and the following substitute counsel be designated to represent Petitioner: Patrick J. McKeever as lead counsel, and David St. John-Larkin, Amanda Tessar, Adam Hester, and Trevor Bervik as backup counsel.

Petitioners' new lead counsel meets the requirements of 37 C.F.R. § 42.10(c).

In identifying and designating new counsel who are ready and able to take over the representation, reasonable steps have been taken to “avoid foreseeable prejudice to the rights of the client, including giving due notice to his or her client, [and] allowing time for employment of another practitioner.” *See* 37 C.F.R. § 10.40(a). Further, Petitioners believe that granting this motion will not adversely affect the economy, the integrity of the patent system, the efficient administration of

the Office, or the ability of the Office to timely complete this proceeding. *See* 35 U.S.C. § 316(b).

III. PATENT OWNER DOES NOT OBJECT TO THE SUBSTITUTION

Patent Owner has indicated it does not oppose the requested withdrawal and substitution of counsel for Petitioners.

IV. CONCLUSION

Petitioners respectfully request that the Board grant this motion to authorize withdrawal of counsel and permit substitution of counsel. In anticipation of this motion, proposed substitute counsel for Petitioners filed Updated Mandatory Notices and an Updated Power of Attorney on September 11, 2023.

Dated: September 13, 2023

Respectfully Submitted,

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. 42.6(e), the undersigned hereby certifies that true copies of the foregoing **PETITIONER'S MOTION FOR WITHDRAWAL AND SUBSTITUTION OF COUNSEL** has been served in its entirety this day of September 13, 2023 by electronic mail on the attorneys of record:

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Dated: September 13, 2023

Respectfully Submitted,

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