

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

VMware, Inc.

Petitioner,

v.

Cirba IP Inc.

Patent Owner.

Case PGR2021-00098
U.S. Patent 10,951,459

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

I. RELIEF REQUESTED

Patent Owner requests that the Board admit Wesley White *pro hac vice* in this proceeding pursuant to 37 C.F.R. § 42.10.

II. STATEMENT OF FACTS SHOWING GOOD CAUSE TO RECOGNIZE COUNSEL PRO HAC VICE

The Board may recognize counsel *pro hac vice* subject to the conditions set forth in 37 C.F.R. § 42.10(c) and any others that the Board may impose. Patent Owner sets forth the following facts in support of this motion:

1. Counsel for Patent Owner has contacted counsel for Petitioner, who indicated that Petitioner does not oppose Mr. White's admission *pro hac vice*.

2. Lead counsel for Patent Owner, Khue Hoang, is a registered practitioner.

3. Wesley White is an experienced litigator and has established familiarity with the subject matter at issue in this proceeding. Accompanying this motion is Exhibit 2023, the Declaration of Wesley White in Support of this Motion for Admission Pro Hac Vice. In his declaration, Mr. White attests that he is a member in good standing of the New York Bar and U.S. District Court for the Southern District of New York. Ex. 2023 ¶ 1. Mr. White is a partner at Reichman Jorgensen Lehman & Feldberg LLP and has more than 8 years of experience in patent litigation. He is experienced in all phases of patent litigation, including specialized patent-related proceedings such as *Markman* and invalidity proceedings. Ex. 2023 ¶ 9. In addition, Mr. White's familiarity with the subject matter at issue in this proceeding

is demonstrated by his review of the '459 Patent and the papers submitted in this matter, including, among others, the Petition, the Institution Decision, Patent Owner's Response, Petitioner's Reply, and Patent Owner's Sur-Reply. Ex. 2023 ¶ 10.

4. In his declaration, Mr. White attests as to his admission to practice in other courts, as well as each of the requirements of 37 C.F.R. § 42.10(c). Ex. 2023 ¶¶ 1–10.

III. CONCLUSION

In light of the foregoing and Mr. White's declaration (Ex. 2023), Patent Owner respectfully requests that the Board grant *pro hac vice* admission of Mr. White.

Dated: August 11, 2022

By: /Khue V. Hoang/
Khue V. Hoang
PTO Reg. No. 44,767
Counsel for Patent Owner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **PATENT OWNER'S MOTION FOR PRO HAC VICE ADMISSION OF WESLEY WHITE UNDER 37 C.F.R. § 42.10(c)** was served on August 11, 2022, via electronic mail to VMware-Cirba-IPR@mofo.com, as agreed to by counsel, upon the following counsel for Patent Owner:

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Dated: August 11, 2022

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