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The following constitutes
the order of the court. Signed May 12, 2014

Handwritten signature of Stephen L. Johnson in black ink.

Stephen L. Johnson
U.S. Bankruptcy Judge

Attorneys for Debtor and Debtor In
Possession Technology Properties Limited, LLC

7
8 **UNITED STATES BANKRUPTCY COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA, DIVISION 5**

10 In re

11 TECHNOLOGY PROPERTIES LIMITED,
12 LLC,

13 Debtor.

Case No: 13-51589 SLJ

Chapter 11

NO HEARING REQUIRED

14
15 **ORDER APPROVING EX PARTE APPLICATION TO EXPAND SCOPE OF**
16 **EMPLOYMENT OF AGILITY IP LAW, LLP AS SPECIAL COUNSEL**

17 TO THE HONORABLE STEPHEN L. JOHNSON, UNITED STATES BANKRUPTCY
18 JUDGE:

19 The EX PARTE APPLICATION TO EXPAND SCOPE OF EMPLOYMENT OF
20 AGILITY IP LAW, LLP AS SPECIAL COUNSEL (“Application”) having been filed by Debtor
21 and Debtor-in-Possession TECHNOLOGY PROPERTIES LIMITED, LLC, a Delaware Limited
22 Liability Company (“TPL”); the matter being one which does not require a hearing; the Court
23 having considered the Application and good cause appearing,

24 IT IS HEREBY ORDERED that:

- 25 1. The Application is approved to the extent set forth herein.

1 2. The scope of Special Counsel’s employment is expanded to include any
2 future appeals of cases where it has represented TPL. Special Counsel’s representation is
3 expanded to include representation of TPL in, the Federal Circuit appeal(s) following the trial
4 and post-judgment motions in the case of *HTC Corporation et al. v. Technology Properties*
5 *Limited et al.*, (N.D. Cal. Case No. 5:08-cv-00882-PSG), (“HTC Appeal”).

6 3. Except as otherwise set forth herein, all terms of employment shall be according
7 to Agility IP Law, LLP’s March 10, 2014 correspondence (“Retention Letter”), attached to the
8 Declaration of James C. Otteson in support of the Application.

9 4. Special Counsel’s employment is approved as of March 10, 2014, and
10 compensation shall be according to the Retention Letter, hourly (rather than via contingency
11 agreement) and subject to this Court’s approval after duly-noticed applications for fees and
12 expenses in accordance with 11 U.S.C. section 327(e) and section 330(a).

13 5. Notwithstanding the terms of the Retention Letter, while TPL’s Chapter 11 case is
14 pending:

- 15
- 16 a. The arbitration clause is not enforceable and is waived;
 - 17 b. Any grant of security interest, including, without limitation, the grant of
18 any attorneys’ lien, per the Retention Letter is waived by Special
19 Counsel;
 - 20 c. Cost reimbursements and travel shall be according to the Guidelines
21 promulgated by this Court;
 - 22 d. Representation is not terminable without this Court’s prior approval; and
 - 23 c. To the extent that any other provision of the agreement is contrary to the
24 Guidelines promulgated by this Court, the Guidelines shall control.
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APPROVED AS TO FORM AND CONTENT

Dated: May 9, 2014

DORSEY & WHITNEY, LLP

By: /s/ Thomas T. Hwang
THOMAS T. HWANG

Attorneys for the Official Unsecured Creditors Committee

****END OF ORDER****

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Agility IP Law
c/o Jim Otteson, Esq.
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Menlo Park, California 94025

All other parties are ECF recipients.

Notice Recipients

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Case: 13-51589

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TOTAL: 1

Recipients submitted to the BNC (Bankruptcy Noticing Center):

Agility IP Law c/o Jim Otteson, Esq. 149 Commonwealth Drive, Suite 1033 Menlo Park, CA 94025

TOTAL: 1