Trials@uspto.gov
571.272.7822

Paper No. 13
Entered: August 3, 2022

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

EBAY INC., EXPEDIA, INC., HOMEAWAY.COM, INC.,
SQUARESPACE, INC., WIX.COM, LTD., and WIX.COM, INC.,
Petitioner,

v.

EXPRESS MOBILE INC.,
Patent Owner.

IPR2022-00572
Patent 7,594,168 B2

Before JEFFREY S. SMITH, MITCHELL G. WEATHERLY, and DANIEL J. GALLIGAN, *Administrative Patent Judges*.

GALLIGAN, *Administrative Patent Judge*.

ORDER
Granting Patent Owner's Motion to Withdraw Counsel
37 C.F.R. § 42.10

With our authorization, Patent Owner filed a Motion to Withdraw Counsel in the above-identified proceeding. Paper 12 ("Motion").

In the Motion, Patent Owner seeks to withdraw Steven J. Rizzi as lead counsel and Steven Peters, Christopher P. McNett, James R. Nuttall, and Christopher A. Suarez as backup counsel. Motion 1. Patent Owner states that Kenneth Weatherwax will remain as backup counsel and that David L. Alberti will be new lead counsel. *Id.* Patent Owner filed an updated Power of Attorney that appoints new counsel (Paper 10) and updated Mandatory Notices (Paper 11). Patent Owner states that Petitioner does not oppose the Motion. Motion 2.

Having reviewed the Motion, we determine that the requirements of 37 C.F.R. § 42.10 have been met, and we grant the Motion.

Accordingly, it is:

ORDERED that Patent Owner's Motion is *granted* and Steven J. Rizzi, Steven Peters, Christopher P. McNett, James R. Nuttall, and Christopher A. Suarez are withdrawn as counsel from the above-identified proceeding; and

FURTHER ORDERED that the registered attorneys listed on Patent Owner's updated Power of Attorney are authorized to act as counsel for Patent Owner in the above-identified proceeding.[1]

[1] Patent Owner indicates that a motion for *pro hac vice* admission of Robert F. Kramer is forthcoming. *See* Motion 1. We direct the parties to Paper 4 in this proceeding for information on such motions.

For PETITIONER:

Adam R. Brausa
Annie Lee
DURIE TANGRI LLP
abrausa@durietangri.com
alee@durietangri.com

K. Patrick Herman
ORRICK, HERRINGTON & SUTCLIFFE LLP
p52ptabdocket@orrick.com

Troy Smith
David Knapp
FREEBORN & PETERS LLP
tsmith@freeborn.com
dknapp@freeborn.com

For PATENT OWNER:

David L. Alberti
Robert F. Kramer
Sal Lim
Jerry Tice
KRAMER DAY ALBERTI LIM
TONKOVICH & BELLOLI LLP
dalberti@kramerday.com
slim@kramerday.com
jtice@kramerday.com

Kenneth J. Weatherwax
LOWENSTEIN & WEATHERWAX LLP
weatherwax@lowensteinweatherwax.com