

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD. and
SAMSUNG ELECTRONICS AMERICA, INC.,
Petitioner,

v.

MANUFACTURING RESOURCES INTERNATIONAL, INC.,
Patent Owner.

IPR2023-00221 (Patent 11,013,142 B2)
IPR2023-00254 (Patent 10,506,740 B2)
IPR2023-00255 (Patent 9,629,287 B2)¹

Before JAMESON LEE, JO-ANNE M. KOKOSKI, and
JOHN A. HUDALLA, *Administrative Patent Judges*.

PER CURIAM

ORDER
Conditionally Granting Patent Owner's Motions for
Pro Hac Vice Admission of Andrea A. Anderson
37 C.F.R. § 42.10

¹ This Order addresses issues that are the same in all identified cases. We exercise our discretion to issue one Order to be filed in each case. The parties, however, are not authorized to use this style heading in subsequent papers.

IPR2023-00221 (Patent 11,013,142 B2)
IPR2023-00254 (Patent 10,506,740 B2)
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Patent Owner filed motions in each of the above-referenced proceedings requesting *pro hac vice* admission of Andrea A. Anderson. Paper 36.² The Motions are supported by Declarations of Ms. Anderson. Ex. 2057.

Patent Owner states Petitioner does not oppose the motions. Paper 36, 6.

In accordance with 37 C.F.R. § 42.10(c), the Board may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause, subject to the condition that lead counsel be a registered practitioner. In authorizing a motion for *pro hac vice* admission, the Board requires the moving party to provide a statement of facts showing there is good cause for the Board to recognize counsel *pro hac vice* and an affidavit or declaration of the individual seeking to appear in the proceeding. *See Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639, Paper 7 (PTAB Oct. 15, 2013) (representative “Order – Authorizing Motion for *Pro Hac Vice* Admission”).

Based on the facts set forth in the Motions and the accompanying Declarations, we conclude that Ms. Anderson has sufficient legal and technical qualifications to represent Patent Owner in each respective proceeding, that Ms. Anderson has demonstrated sufficient litigation experience and familiarity with the subject matter of each respective

² For purposes of expediency, we refer to the paper and exhibit filed in IPR2023-00221. Patent Owner filed similar motions (Papers 36, 39) and declarations of Ms. Anderson (Exs. 2057, 2057) in IPR2023-00254 and -00255, respectively. We refer to the motions filed in all proceedings as “Motions” and the declarations filed in all proceedings as “Declarations.”

IPR2023-00221 (Patent 11,013,142 B2)
IPR2023-00254 (Patent 10,506,740 B2)
IPR2023-00255 (Patent 9,629,287 B2)

proceeding, and that Ms. Anderson meets all other requirements for admission *pro hac vice*. See Ex. 2057 ¶¶ 1–9, 11. Accordingly, Patent Owner has established good cause for *pro hac vice* admission of Ms. Anderson. Ms. Anderson will be permitted to serve as back-up counsel only. See 37 C.F.R. § 42.10(c).

Upon review of the record before us, we note that a Power of Attorney in accordance with 37 C.F.R. § 42.10(b) has not been submitted for Ms. Anderson. In view thereof, and for the reasons set forth herein, Patent Owner's Motion is *conditionally granted*, conditioned on and effective only upon Patent Owner filing the aforementioned Power of Attorney in each proceeding.

Patent Owner has not filed an updated mandatory notice identifying Ms. Anderson as a back-up attorney. Therefore, Patent Owner must also file an updated mandatory notice in each proceeding identifying Ms. Anderson as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3).

In consideration of the foregoing, it is hereby

ORDERED that Patent Owner's Motions for *pro hac vice* admission of Andrea A. Anderson are *conditionally granted*, provided that within ten (10) business days of the date of this Order, Patent Owner submits a Power of Attorney for Ms. Anderson in each proceeding in accordance with 37 C.F.R. § 42.10(b);

FURTHER ORDERED that Patent Owner must file an updated mandatory notice identifying Ms. Anderson as back-up counsel in each proceeding in accordance with 37 C.F.R. § 42.8(b)(3);

IPR2023-00221 (Patent 11,013,142 B2)
IPR2023-00254 (Patent 10,506,740 B2)
IPR2023-00255 (Patent 9,629,287 B2)

FURTHER ORDERED that Patent Owner is to continue to have a registered practitioner represent it as lead counsel in each proceeding;

FURTHER ORDERED that Ms. Anderson is authorized to represent Patent Owner as back-up counsel only;

FURTHER ORDERED that Ms. Anderson comply with the Patent Trial and Appeal Board's Consolidated Trial Practice Guide³ (84 Fed. Reg. 64,280 (Nov. 21, 2019)), and the Board's Rules of Practice for Trials, as set forth in Part 42 of Title 37, Code of Federal Regulations; and

FURTHER ORDERED that Ms. Anderson is subject to the Office's disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et. seq.*

³ Available at <https://www.uspto.gov/TrialPracticeGuideConsolidated>.

IPR2023-00221 (Patent 11,013,142 B2)
IPR2023-00254 (Patent 10,506,740 B2)
IPR2023-00255 (Patent 9,629,287 B2)

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