

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD, MICRON TECHNOLOGY, INC.,
MICRON SEMICONDUCTOR PRODUCTS, INC., and MICRON
TECHNOLOGY TEXAS LLC,¹
Petitioner,

v.

NETLIST, INC.,
Patent Owner.

IPR2023-00454 (Patent 11,093,417 B2)
IPR2023-00455 (Patent 9,858,215 B1)

Before GEORGIANNA W. BRADEN and DANIEL J. GALLIGAN,
Administrative Patent Judges.

GALLIGAN, *Administrative Patent Judge.*

ORDER²

Granting Petitioner's Motion for Admission
Pro Hac Vice of Michael R. Rueckheim
37 C.F.R. § 42.10

¹ Micron Technology, Inc., Micron Semiconductor Products, Inc., and Micron Technology Texas LLC (collectively "Micron") filed motions for joinder and petitions in IPR2023-01141 and IPR2023-01142 and have been joined as petitioners to these proceedings. Thus, we enter this Order in the above-captioned proceedings even though the motions were filed in IPR2023-01141 and IPR2023-01142.

² This Order addresses an issue common to both cases, so we issue one Order to be filed in each proceeding.

Micron filed a motion requesting *pro hac vice* admission of Michael R. Rueckheim. Paper 8³ (“Motion”). Micron submitted a Declaration from Michael R. Rueckheim in support of the Motion. Ex. 1093 (“Declaration”). Micron represents that the Motion is unopposed. Motion 1. For the reasons provided below, Micron’s Motion is *granted*.

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* Paper 4 at 2 (requiring motions for *pro hac vice* admission to be filed in accordance with *Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639 (PTAB Oct. 15, 2013) (Paper 7)).

Based on the facts set forth in the Motion and the accompanying Declaration, we determine that Micron has established good cause for *pro hac vice* admission of Michael R. Rueckheim.

In consideration of the foregoing, it is hereby

ORDERED that Micron’s Motion seeking admission *pro hac vice* for Michael R. Rueckheim is *granted*;

FURTHER ORDERED that Micron is to continue to have a registered practitioner represent it as lead counsel for this proceeding;

³ We cite the record in IPR2023-01141. Similar papers and evidence are in the record in IPR2023-01142.

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FURTHER ORDERED that Michael R. Rueckheim is authorized to represent Micron as back-up counsel only in these proceedings;

FURTHER ORDERED that Michael R. Rueckheim comply with the Patent Trial and Appeal Board Consolidated Trial Practice Guide⁴ (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 Michael R. Rueckheim 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.*

⁴ Available at <https://www.uspto.gov/TrialPracticeGuideConsolidated>.

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