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Paper 17
Date: August 2, 2023

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

VIKING DRILL & TOOL, INC.,
Petitioner,

v.

HONGJIA WANG,
Patent Owner.

IPR2023-00473 & IPR2023-00474
Patent 11,007,583

Before WILLIAM V. SAINDON, JAMES J. MAYBERRY, and CYNTHIA L. MURPHY, *Administrative Patent Judges*.

SAINDON, *Administrative Patent Judge*.

ORDER
Conditionally Granting Petitioner's Unopposed Motions for *Pro Hac Vice* Admission of Saukshmya Trichi and Katherine Chen
37 C.F.R. § 42.10(c)

On July 19, 2023, Petitioner filed motions requesting *pro hac vice* admission of Saukshmya Trichi (Paper 15) and Katherine Chen (Paper 16) in each of the above-identified proceedings (collectively "Motions").[1] Petitioner submitted Declarations from Ms. Trichi (Ex. 1026) and Ms. Chen (Ex. 1027) in support of each Motion (collectively "Declarations"). Petitioner attests that Patent Owner does not oppose the Motions. Paper 15, 2; Paper 16, 2.

In accordance with 37 C.F.R. § 42.10(c), we may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause. 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 (PTAB Oct. 15, 2013) (Paper 7) (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. Trichi and Ms. Chen have sufficient legal and technical qualifications to represent Petitioner in these proceedings, that Ms. Trichi and Ms. Chen have demonstrated sufficient litigation experience and familiarity with the subject matter of these proceedings, that Ms. Trichi and Ms. Chen meet all other requirements for admission *pro hac vice*. *See* Ex. 1026 ¶¶ 1–12; Ex. 1027 ¶¶ 1–12.

[1] We refer to Paper and Exhibit numbers in IPR2023-00473. Similar papers and exhibits were filed in IPR2023-00474.

Accordingly, Petitioner has established good cause for *pro hac vice* admission of Ms. Trichi and Ms. Chen.

We note that a Power of Attorney in accordance with 37 C.F.R. § 42.10(b) has not been submitted for Ms. Trichi and Ms. Chen. Accordingly, the Motions for admission *pro hac vice* of Ms. Trichi and Ms. Chen are *conditionally* granted, and will be effective after Petitioner files the aforementioned Power of Attorney for Ms. Trichi and Ms. Chen in each proceeding.

In consideration of the foregoing, it is hereby

ORDERED that Petitioner's Motions for *pro hac vice* admission of Saukshmya Trichi (Paper 15) and Katherine Chen (Paper 16) are *conditionally granted*, provided that within ten (10) business days of the date of this order, Petitioner must submit a Power of Attorney for Ms. Trichi and Ms. Chen in accordance with 37 C.F.R. § 42.10(b) in each of these proceedings;

FURTHER ORDERED that Petitioner must file updated mandatory notices identifying Ms. Trichi and Ms. Chen as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3) in each of these proceedings;

FURTHER ORDERED that Ms. Trichi and Ms. Chen will be authorized to act only as back-up counsel in the above-identified proceedings;

FURTHER ORDERED that Petitioner is to continue to have a registered practitioner represent it as lead counsel;

FURTHER ORDERED that Ms. Trichi and Ms. Chen shall comply with the Consolidated Trial Practice Guide[2] (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. Trichi and Ms. Chen shall be 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*.

[2] Available at https://www.uspto.gov/TrialPracticeGuideConsolidated.

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