

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NETFLIX, INC.,
Petitioner,

v.

VIDEOLABS, INC.,
Patent Owner.

IPR2023-00628 (Patent 7,233,790 B2)
IPR2023-00630 (Patent 7,440,559 B2)¹

Before JEFFREY S. SMITH, STACEY G. WHITE, and
STEPHEN E. BELISLE, *Administrative Patent Judges*.

SMITH, *Administrative Patent Judge*.

ORDER
Granting Patent Owner's Motions for *Pro Hac Vice*
Admission of Jamie F. Cardenas-Navia
37 C.F.R. § 42.10(c)

¹ This Order addresses issues that are the same in the above-identified proceedings. We exercise our discretion to issue one Order to be entered in each proceeding. The parties are not authorized to use a multi-proceeding caption.

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IPR2023-00630 (Patent 7,440,559 B2)

On July 13, 2023, Patent Owner filed motions requesting *pro hac vice* admission of Jamie F. Cardenas-Navia in the above-identified proceedings. Paper 9 (collectively, “Motions”).² The Motions are supported by corresponding Declarations of Mr. Cardenas-Navia. Ex. 2016 (“Declarations”).³

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, 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 Mr. Cardenas-Navia has sufficient legal and technical qualifications to represent Patent Owner in these proceedings, that Mr. Cardenas-Navia has demonstrated sufficient litigation experience and familiarity with the subject matter of these proceedings, and that Mr. Cardenas-Navia meets all other requirements for admission *pro hac vice*. *See* Ex. 2016. Accordingly, Patent Owner has established good cause to admit Mr. Cardenas-Navia *pro hac vice*.

In consideration of the foregoing, it is hereby:

² We cite to Papers filed in IPR2023-00628. On July 13, 2023, Patent Owner filed a similar motion in IPR2023-00630. Paper 8.

³ We cite to Exhibits filed in IPR2023-00628. On July 13, 2023, Patent Owner filed a similar exhibit in IPR2023-00630. Ex. 2001.

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ORDERED that Patent Owner's Motions for *Pro Hac Vice* Admission of Jaime F. Cardenas-Navia are *granted*;

FURTHER ORDERED that Mr. Cardenas-Navia will be authorized to act only as back-up counsel in the above-identified proceedings;

FURTHER ORDERED that Patent Owner continues to have a registered practitioner represent it as lead counsel;

FURTHER ORDERED that Mr. Cardenas-Navia comply with the 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 Mr. Cardenas-Navia 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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