

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD.,
Petitioner,

v.

G+ COMMUNICATIONS, LLC,
Patent Owner.

IPR2023-00665
Patent 9,184,881 B2

Before GREGG I. ANDERSON, SCOTT B. HOWARD, and
JASON M. REPKO, *Administrative Patent Judges*.

HOWARD, *Administrative Patent Judge*.

ORDER

Dismissing Without Prejudice Patent Owner's Motion for
Pro Hac Vice Admission of Theresa M. Dawson
37 C.F.R. § 42.10(c)

On August 14, 2023, Patent Owner filed a Motion for *Pro Hac Vice* Admission of Theresa M. Dawson. Paper 7 (“Motion”). Patent Owner submitted a Declaration of Ms. Dawson in support of the Motion. Ex. 2007. Patent Owner attests that Petitioner does not oppose the Motion. Motion 2. On August 22, 2023, the Board emailed the parties inviting Patent Owner to file a corrected Declaration to remedy certain deficiencies. Ex. 3001. Patent Owner did not file a corrected Declaration. As discussed below, because the Declaration is deficient and no power of attorney for Ms. Dawson has been submitted, the Motion is dismissed without prejudice.

The Notice of Filing Date Accorded to Petition entered in this proceeding authorizes parties to file motions for admission *pro hac vice* in accordance with the standards set forth in *Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639, Paper 7 (PTAB Oct. 15, 2013) (representative “Order – Authorizing Motion for *Pro Hac Vice* Admission”). Paper 5, 2.

The *Unified Patents* representative Order requires that a motion for admission *pro hac vice* be accompanied by an affidavit or declaration of the individual seeking to appear, attesting to “[a]ll other proceedings before the Office for which the individual has applied to appear *pro hac vice* in the last three (3) years.” *Unified Patents*, Paper 7 at 3 (element vii) (emphasis added). Ms. Dawson declares that in the last three years, she has applied to appear *pro hac vice* before the Board in IPR2023-00665, IPR2022-01598, IPR2023-00062, and IPR2023-00553. Ex. 2007 ¶ 6. However, she does not identify IPR2021-01356, in which our records indicate she applied to appear *pro hac vice* on August 17, 2022. See IPR2021-01356, Paper 18. Ms.

Dawson should confirm that application, if correct, and submit any other applications for which she has applied in the last three years.

Accordingly, the Declaration of Ms. Dawson is deficient because it does not meet the standards set forth in the *Unified Patents* representative Order. Furthermore, 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. Dawson.

Given the deficiency of the Declaration and lack of power of attorney, we dismiss Patent Owner's Motion without prejudice. Patent Owner is authorized to file another motion for admission *pro hac vice* of Ms. Dawson¹ and a revised declaration of Ms. Dawson that complies with the standards set forth in *Unified Patents*.

Accordingly, it is

ORDERED that Patent Owner's Motion for *pro hac vice* admission of Theresa M. Dawson is *dismissed without prejudice*; and

FURTHER ORDERED that Patent Owner is authorized to file another motion for admission *pro hac vice* of Theresa M. Dawson and a revised declaration of Ms. Dawson that complies with the standards set forth in *Unified Patents*.

¹ The *pro hac vice* motion must be filed in P-TACTS designating the Motion type: Motion to Appear Pro Hac Vice. It must not be filed as Motion type: Other. See USPTO P-TACTS User Guide pp. 64–65, 68–70 available at https://www.uspto.gov/sites/default/files/documents/p-tacts_user_guide_20221007.pdf.

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