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Paper 42
Date: December 6, 2023

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE LLC,
Petitioner,

v.

DDC TECHNOLOGY, LLC,
Patent Owner.

IPR2023-00707 (Patent 9,420,075 B2)
IPR2023-00708 (Patent 9,811,184 B2)
IPR2023-00709 (Patent 10,528,199 B2)
IPR2023-00710 (Patent 11,093,000 B2)
IPR2023-00711 (Patent 11,093,001 B1)[1]

Before KALYAN K. DESHPANDE, *Acting Deputy Chief Administrative Patent Judge*, SHEILA F. MCSHANE, MICHAEL T. CYGAN, and JULIET MITCHELL DIRBA, *Administrative Patent Judges*.[2]

DIRBA, *Administrative Patent Judge*.

ORDER
Granting Patent Owner's Motion for Withdrawal of Counsel
37 C.F.R. § 42.10

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[1] This Decision addresses an issue that is identical in all five proceedings, so we exercise our discretion to issue one Order to be docketed in each proceeding. The parties are not authorized to use this caption.

[2] This is not an expanded panel of the Board; rather, the listed judges are paneled in various groups in these proceedings.

On October 31, 2023, with our prior authorization, DDC Technology, LLC ("Patent Owner") filed a Motion for Withdrawal of Counsel in each of the above-captioned proceedings. Paper 32 ("Motion" or "Mot.").[3] Patent Owner requests that Brian S. Boerman be permitted to withdraw as back-up counsel from these proceedings. *Id.* at 1. Patent Owner seeks to designate Cortney S. Alexander, of the Kent & Risley LLC law firm, as new lead counsel and Robert Brunelli as new back-up counsel. *Id.* In addition, Patent Owner represents that the "withdrawal will not cause any material prejudice to any party or any delay in th[ese] proceeding[s]." *Id.* Patent Owner also represents that the Motion is unopposed. *Id.*

Counsel may withdraw from an *inter partes* review proceeding only with Board authorization. 37 C.F.R. § 42.10(e). Upon review of the record before us, we grant Patent Owner's Motion.

Although Patent Owner has filed updated mandatory notices and an updated power of attorney that identify Mr. Alexander as lead counsel (Papers 33, 34), Mr. Boerman is still identified as back-up counsel in these papers. Patent Owner should timely file updated mandatory notices and an updated power of attorney that correctly reflect its current counsel of record in this proceeding.

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[3] We cite only to the papers in IPR2023-00707, but substantially similar papers were filed in each of the proceedings.

Accordingly, it is:

ORDERED that Patent Owner's Motion for Withdrawal of Counsel (IPR2023-00707, Paper 32; IPR2023-00708, Paper 34; IPR2023-00709, Paper 28; IPR2023-00710, Paper 21; IPR2023-00711, Paper 28) is *granted* and Mr. Boerman is withdrawn from these proceedings.

IPR2023-00707 (Patent 9,420,075 B2)
IPR2023-00708 (Patent 9,811,184 B2)
IPR2023-00709 (Patent 10,528,199 B2)
IPR2023-00710 (Patent 11,093,000 B2)
IPR2023-00711 (Patent 11,093,001 B1)

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