

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG BIOEPIS CO., LTD.,
Petitioner,

v.

REGENERON PHARMACEUTICALS, INC.,
Patent Owner.

IPR2023-00739
Patent 10,888,601 B2

Before JOHN G. NEW, ROBERT A POLLOCK, and RYAN H. FLAX,
Administrative Patent Judges.

NEW, *Administrative Patent Judge.*

ORDER

Granting Patent Owner's Motions for Admission *Pro Hac Vice*
of Kira A. Davis and Daralyn J. Durie
37 C.F.R. § 42.10(c)

Patent Owner filed Motions for Admission *pro hac vice* of Kira A. Davis (Paper 17) and Daralyn J. Durie (Paper 18) in the above-captioned proceeding (collectively, “Motions”). The Motions are supported by Declarations of Ms. Davis (Ex. 2024) and Ms. Durie (Ex. 2025). Patent Owner represents that Petitioner does not oppose the Motions. Papers 17, 1; 18, 1. For the reasons below, Patent Owner’s Motions are *granted*.

Pursuant to 37 C.F.R. § 42.10(c), we 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. A motion for admission *pro hac vice* must contain a statement of facts showing there is good cause for us to recognize counsel *pro hac vice* during the proceeding and be accompanied by an affidavit or declaration of the individual seeking to appear. *See Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639, slip op. at 3–4 (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 in the accompanying Declarations, we conclude that Ms. Davis and Ms. Durie have sufficient legal and technical qualifications to represent Patent Owner in this proceeding, that Ms. Davis and Ms. Durie have demonstrated sufficient litigation experience and familiarity with the subject matter of this proceeding, and that Ms. Davis and Ms. Durie meet all other requirements for admission *pro hac vice*. *See* Exs. 2024 ¶¶ 1–10; 2025 ¶¶ 1–10. Accordingly, Patent Owner has established good cause for admission *pro hac vice* of Ms. Davis and Ms. Durie. Ms. Davis and Ms. Durie will be permitted to serve as back-up counsel only. *See* 37 C.F.R. § 42.10(c).

ORDER

It is therefore:

ORDERED that Patent Owner's Motions for admission *pro hac vice* of Kira A. Davis and Daralyn J. Durie are *granted*, and Ms. Davis and Ms. Durie are authorized to represent Patent Owner only as back-up counsel in this proceeding;

FURTHER ORDERED that Patent Owner is to continue to have a registered practitioner as lead counsel in this proceeding;

FURTHER ORDERED that Ms. Davis and Ms. Durie shall comply with the Office Patent Trial Practice Guide, as updated by the Office Patent Trial Practice Guide¹ (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 of the Code of Federal Regulations; and

FURTHER ORDERED that Ms. Davis and Ms. Durie are subject to the USPTO's disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and the USPTO's Rules of Professional Conduct set forth at 37 C.F.R. §§ 11.101–11.901.

¹ Available at <https://www.uspto.gov/TrialPracticeGuideConsolidated>.

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