

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG BIOEPIS CO., LTD. and BIOCON BIOLOGICS INC.,
Petitioners,

v.

REGENERON PHARMACEUTICALS, INC.,
Patent Owner.

IPR2023-00739¹
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
Matthew M. Wilk and Jeremy Cobb
37 C.F.R. § 42.10

¹ IPR2024-00204 has been joined with IPR2023-00739. *See* Paper 24.

On March 15, 2024, Patent Owner filed motions requesting admission *pro hac vice* of Matthew M. Wilk and Jeremy Cobb. Papers 36 and 37 (collectively “Motions”). Patent Owner also submitted Declarations from Mr. Wilk (Ex. 2176) and Mr. Cobb (Ex. 2177) in support of the Motions (collectively “Declarations”). Patent Owner represents that Petitioners do not oppose the Motions. Paper 36, 1; Paper 37, 1. For the reasons provided below, Patent Owner’s Motions are *granted*.

In accordance with 37 C.F.R. § 42.10(c), the Board 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. In authorizing a motion for admission *pro hac vice*, 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 in the accompanying Declarations, we conclude that Mr. Wilk and Mr. Cobb each have sufficient legal and technical qualifications to represent Patent Owner in this proceeding, that Mr. Wilk and Mr. Cobb have each demonstrated sufficient litigation experience and familiarity with the subject matter of this proceeding, and that Mr. Wilk and Mr. Cobb meet all other requirements for admission *pro hac vice*. *See* Exs. 2176 and 2177. Accordingly, Patent Owner has established good cause for admission *pro hac vice* of Mr. Wilk and Mr. Cobb. We remind counsel that Mr. Wilk and Mr. Cobb will be permitted to serve only as back-up counsel. *See* 37 C.F.R. § 42.10(c).

We note that Patent Owner filed a Power of Attorney including Mr. Wilk and Mr. Cobb in accordance with 37 C.F.R. § 42.10(b). Paper 38. Patent Owner has also filed Mandatory Notices identifying Mr. Wilk and Mr. Cobb as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3). Paper 39, 4.

In consideration of the foregoing, it is hereby

ORDERED that Patent Owner's Motions for admission *pro hac vice* of Matthew M. Wilk and Jeremy Cobb are *granted*;

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

FURTHER ORDERED that Mr. Wilk and Mr. Cobb are authorized to represent Patent Owner as back-up counsel only in this proceeding;

FURTHER ORDERED that Mr. Wilk and Mr. Cobb be familiar with the Patent Trial and Appeal Board Consolidated Trial Practice Guide² (84 Fed. Reg. 64,280 (Nov. 21, 2019)), and comply with 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. Wilk and Mr. Cobb are 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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