

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

First Alert, Inc. and BRK Brands Inc.,
Petitioners,

v.

Walter Kidde Portable Equipment, Inc.,
Patent Owner.

Case IPR2023-00896
U.S. Patent No. 7,123,158

**PETITIONERS' MOTION TO WITHDRAW AND REPLACE
LEAD COUNSEL**

I. STATEMENT OF RELIEF REQUESTED

Pursuant to 37 C.F.R. § 42.10(e) and the Board's authorization via email on September 7, 2023, Petitioners First Alert, Inc. and BRK Brands Inc. ("Petitioners") hereby file this Motion to Withdraw and Replace Lead Counsel. Specifically, Petitioners seek to withdraw current lead counsel, Benjamin Weed (Reg. No. 65,939), and substitute Erik Halverson (Reg. No. 73,552) as lead counsel. Nathan J. Fuller (Reg. No. 77,410) will remain as backup counsel.

II. STATEMENT OF REASONS FOR WITHDRAWAL

Petitioners seek to withdraw Benjamin Weed as lead counsel as Mr. Weed is no longer with the firm of K&L Gates LLP and no longer acts as counsel for Petitioners. Withdrawal can be accomplished without material adverse effect on the interest of Petitioners. For example, Mr. Halverson meets the requirements of 37 C.F.R. § 42.10 as lead counsel and a registered practitioner, and he is well-versed in the subject matter of this proceeding. Further, withdrawing Mr. Weed and substituting Mr. Halverson as lead counsel will not prejudice the Board or any party to the proceeding.

III. CONCLUSION

For the foregoing reasons, Petitioners respectfully request that the Board authorize Mr. Weed to withdraw as lead counsel, and substitute Mr. Halverson as

lead counsel in this proceeding, as reflected in the concurrently filed updated
Mandatory Notice.

Respectfully submitted,

Dated: September 8, 2023

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CERTIFICATE OF SERVICE

I hereby certify that on September 8, 2023, I caused a true and correct copy of the foregoing to be served on the following counsel of record for Patent Owner by electronic mail to the following addresses:

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