

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FIRST ALERT, INC. and BRK BRANDS INC.,
Petitioner,

v.

WALTER KIDDE PORTABLE EQUIPMENT, INC.,
Patent Owner.

IPR2023-00896 (Patent 7,123,158 B2)
IPR2023-00898 (Patent 7,525,445 B2)¹

Before MEREDITH C. PETRAVICK, GREGG I. ANDERSON, and
ROBERT J. WEINSCHENK, *Administrative Patent Judges*.

WEINSCHENK, *Administrative Patent Judge*.

ORDER

Granting Petitioner's Motion to Withdraw and Replace Lead Counsel
37 C.F.R. § 42.10

¹ This Order pertains to all of these cases. Therefore, we exercise our discretion to issue a single Order to be filed in each case. The parties are not authorized to use this style heading for any subsequent papers.

I. INTRODUCTION

Petitioner filed a Motion to Withdraw and Replace Lead Counsel. Paper 7 (“Motion”).² We authorized the Motion in an email dated September 7, 2023. Patent Owner stated that it does not oppose the Motion in an email dated September 19, 2023. For the following reasons, the Motion is *granted*.

II. ANALYSIS

Counsel may withdraw from an *inter partes* review only with authorization from the Board. 37 C.F.R. § 42.10(e). Petitioner requests authorization to withdraw Benjamin E. Weed and substitute Erik J. Halverson as lead counsel. Mot. 1. Petitioner filed Updated Mandatory Notices listing Erik J. Halverson as lead counsel and Nathan J. Fuller as back-up counsel. Paper 8. Petitioner’s most recent Power of Attorney identifies Nathan J. Fuller and “the practitioners associated with K&L Gates LLP, Customer Number 24573.” Paper 2. Erik J. Halverson is associated with Customer No. 24573. Having reviewed the Motion, we determine that good cause exists for granting the Motion.

III. ORDER

It is hereby

ORDERED that the Motion is *granted*;

FURTHER ORDERED that Benjamin E. Weed is withdrawn as lead counsel for Petitioner; and

FURTHER ORDERED that Erik J. Halverson is recognized as lead counsel for Petitioner.

² We cite to the record in IPR2023-00896, unless otherwise noted. Petitioner filed a similar motion in IPR2023-00898 (Paper 7).

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FOR PETITIONER:

Erik J. Halverson

Nathan J. Fuller

K&L GATES LLP

erik.halverson@klgates.com

nathan.fuller@klgates.com

FOR PATENT OWNER:

Karan Jhurani

Vivian Chew Keller

Michael Autuoro

FISH & RICHARDSON P.C.

jhurani@fr.com

keller@fr.com

autuoro@fr.com