

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICRON TECHNOLOGY, INC.,
Petitioner,

v.

SONRAI MEMORY LIMITED,
Patent Owner.

IPR2023-00909
Patent 6,724,241 B1

Before JEAN R. HOMERE, GREGG I. ANDERSON, GARTH D. BAER,
Administrative Patent Judges.

BAER, *Administrative Patent Judge.*

ORDER
Granting Petitioner's Motion for
Admission *Pro Hac Vice* of Daniel H. Wade
37 C.F.R. § 42.10

On August 7, 2024, Petitioner filed a motion for admission *pro hac vice* of Daniel H. Wade in the above-identified proceeding. Paper 31 (“Motion”). Petitioner submitted a Declaration from Mr. Wade in support of the Motion. Ex. 1025 (“Declaration”). Petitioner attests that Patent Owner does not oppose the Motion. Motion 1.

Petitioner has submitted a Power of Attorney for Mr. Wade in accordance with 37 C.F.R. § 42.10(b). Paper 33. Petitioner has also submitted Mandatory Notice, identifying Mr. Wade as back-up counsel, as required by 37 C.F.R. § 42.8(b)(3). Paper 32.

Pursuant to 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*, Case IPR2013-00639 (Paper 7) (PTAB Oct. 15, 2013) (representative “Order – Authorizing Motion for *Pro Hac Vice* Admission”).

Based on the facts set forth in the Motion and the accompanying Declaration, we conclude that Mr. Wade has sufficient legal and technical qualifications to represent Petitioner in this proceeding, that Mr. Wade has demonstrated sufficient litigation experience and familiarity with the subject matter of this proceeding, that Mr. Wade meets all other requirements for admission *pro hac vice*. *See* Ex. 1025 ¶¶ 1–10. Accordingly, Petitioner has established good cause for admission *pro hac vice* of Mr. Wade. Mr. Wade will be permitted to appear *pro hac vice* as back-up counsel only. *See* 37 C.F.R. § 42.10(c).

In consideration of the foregoing, it is hereby

ORDERED that Petitioner's Motion (Paper 31) for admission *pro hac vice* of Daniel H. Wade is *granted*; Mr. Wade is authorized to act only as back-up counsel in this proceeding;

FURTHER ORDERED that Petitioner continues to have a registered practitioner represent it as lead counsel in this proceeding;

FURTHER ORDERED that Mr. Wade complies with the Patent Trial and Appeal Board's Consolidated 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, Code of Federal Regulations; and

FURTHER ORDERED that Mr. Wade is 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. §§ 11.101–11.901.

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

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