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Paper 8
Date: September 13, 2023

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SONY INTERACTIVE ENTERTAINMENT LLC,
Petitioner,

v.

QUANTUM IMAGING LLC,
Patent Owner.

IPR2023-00954 (Patent 8,458,028 B2)[1]
IPR2023-00959 (Patent 10,255,724 B2)
IPR2023-00995 (Patent 10,846,941 B2)
IPR2023-00996 (Patent 10,991,165 B2)

Before SCOTT A. DANIELS, KEVIN W. CHERRY, and JAMES J. MAYBERRY, *Administrative Patent Judges*.

MAYBERRY, *Administrative Patent Judge*.

ORDER
Withdrawal of Counsel
37 C.F.R. § 42.10

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[1] This Order addresses issues that are the same in each of the identified proceedings. We exercise our discretion to issue one Order to be entered in each of the proceedings. The parties are not authorized to use this style caption unless later permitted.

I. BACKGROUND

With our prior authorization, Petitioner, Sony Interactive Entertainment LLC, moves to withdraw David T. Xue, as its Lead Counsel and Karineh Khachatourian as its Backup Counsel, both of KXT Law LLP, and substitute Melvin D. Chan as Lead Counsel and Gary T. Aka as Backup Counsel, both of Aka Chan LLP. Paper 7, 1[2]. Petitioner represents that Patent Owner does not oppose the withdrawal and substitution of counsel. *Id.* at 2.

II. ANALYSIS

Petitioner contends that good cause exists for the withdrawal of current lead counsel and backup counsel, and to substitute Melvin D. Chan as Lead Counsel and Gary T. Aka as Backup Counsel. Paper 7, 1–2. Petitioner states that Mr. Chan meets the requirements of 37 C.F.R. § 42.10(c) as Lead Counsel and is a registered practitioner. *Id.* at 2. A new Power of Attorney appointing Mr. Chan and Mr. Aka has been filed in these proceedings. *Id.* at 2; Paper 6. Petitioner adds that it "believes that granting this motion will not hinder the economy, the integrity of the patent system, the efficient administration of the Office, or the ability of the Office to timely complete this proceeding," and that "no extensions of time will be sought based on substitution of lead counsel." Paper 7, 2.

We agree that good cause exists to grant the motion to withdraw David T. Xue, as its Lead Counsel, and Karineh Khachatourian as its

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[2] We cite to the paper filed in IPR2023-00954. Similar papers have been filed in each of the four proceedings covered by this Order.

Backup Counsel, both of KXT Law, LLP, and substitute Melvin D. Chan as Lead Counsel and Gary T. Aka as Backup Counsel, both of Aka Chan LLP.

III. ORDER

Accordingly, it is

ORDERED that the withdrawal of David T. Xue as its Lead Counsel, and Karineh Khachatourian as its Backup Counsel, both of KXT Law LLP, is authorized;

FURTHER ORDERED that substitution of Melvin D. Chan as Lead Counsel and Gary T. Aka as Backup Counsel, both of Aka Chan LLP, is authorized; and

FURTHER ORDERED that Petitioner shall update its Mandatory Notices reflecting new counsel within 14 days.

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IPR2023-00996 (Patent 10,991,165 B2)

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