

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD. and
SAMSUNG ELECTRONICS AMERICA, INC.,
Petitioner,

v.

RESONANT SYSTEMS, INC.,
Patent Owner.

IPR2023-00992 (Patent 9,369,081 B2)
IPR2023-00993 (Patent 9,941,830 B2)¹

Before JAMES J. MAYBERRY, STEVEN M. AMUNDSON, and
MICHAEL T. CYGAN, *Administrative Patent Judges*.

CYGAN, *Administrative Patent Judge*.

ORDER
Granting Petitioner's Motion to Withdraw Counsel
37 C.F.R. § 42.10

¹ This combined caption is for administrative convenience only and does not indicate that IPR2023-00992 and IPR2023-00993 have been consolidated. The parties are not authorized to use this caption without express permission of the Board.

On June 4, 2024 Petitioner filed a Motion for Withdrawal of Counsel. Paper 29². The Motion was filed in response to a request sent from the Board, via e-mail, to file a motion, which stated that the motion should encompass all attorneys who are currently requesting withdrawal, and any attorneys who have previously withdrawn without express prior authorization. The Motion requests “the withdrawal of Christopher Marando . . . and Tyler Knox . . . as backup counsel in this matter.” *Id.* at 1. The Motion states it is unopposed by Patent Owner. *Id.* The Motion states that Mr. Marando and Mr. Knox have left the firm representing Petitioner. *Id.* Because Petitioner has provided sufficient substitute counsel for the departing counsel, we authorize withdrawal of Mr. Marando and Mr. Knox.

In determining that such authorization is warranted, we recognize that the record reflects the following events. The Petition was filed with Mandatory Notices identifying Jessica Kaiser as lead counsel, and Jin-Suk Park, Christopher Marando, and Tyler Knox as back-up counsel. Paper 3, 96. Powers of Attorney with the same names were filed along with the Petition. Papers 1, 2. On September 28, 2023, Mandatory Notices were filed “ADDING” Ali R. Sharifahmadian as lead counsel. Paper 9, 1. Powers of Attorney including Mr. Sharifahmadian were filed at the same time. Papers 7, 8. No motion to withdraw and substitute lead counsel was filed. On October 30, 2023, Mandatory Notices were filed omitting Tyler Knox. Paper 11. On May 30, 2024, Mandatory Notices were filed adding Jeffrey A. Miller, and omitting Christopher Marando. Paper 28. There appears to be no power of attorney on file for Mr. Miller.

² We refer to Papers in IPR2023-00992. Similar papers were filed in IPR2023-00993.

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Consequently, although Patent Owner has satisfied the requirements for withdrawal of Tyler Knox and Christopher Marando, the status of Jessica Kaiser and Jeffrey A. Miller remains unclear. Patent Owner should clarify the status of Jessica Kaiser by filing a request for withdrawal of counsel. Patent Owner should further file a power of attorney for Jeffrey A. Miller.

ORDER

In consideration of the foregoing, it is hereby:

ORDERED that Petitioner's Motion to withdraw Mr. Marando and Mr. Knox as back-up counsel is GRANTED, and

FURTHER ORDERED that Petitioner must address the status of Jessica Kaiser through a request for withdrawal or other appropriate means, and must provide a power of attorney for Jeffrey A. Miller.

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PETITIONER:

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Jeffrey A. Miller

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