

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICROSOFT CORPORATION,
Petitioner,

v.

REALD SPARK, LLC,
Patent Owner.

IPR2023-01046
Patent 10,740,985 B2

Before JEAN R. HOMERE, CHARLES J. BOUDREAU, and
CHRISTOPHER L. OGDEN, *Administrative Patent Judges*.

HOMERE, *Administrative Patent Judge*.

ORDER
Conditionally Granting Patent Owner's Motion to Withdraw and Substitute
Counsel
37 C.F.R. § 42.10

On July 25, 2024, RealD Spark, LLC (“Patent Owner”) filed a Motion to Withdraw and Substitute Counsel in the above-captioned proceeding. Paper 19. Patent Owner requests to: “1) withdraw lead counsel Ashley Moore; 2) substitute back-up counsel Jennifer A. Mauri as lead counsel; and 3) designate Timothy Gorry[] as back-up counsel.” *Id.* at 2. Patent Owner explains that “Ms. Moore is no longer affiliated with Michelman & Robinson, LLP, which represents RealD in this proceeding.” *Id.* Patent Owner further explains that a “Motion for *Pro Hac Vice* Admission is concurrently filed herewith” for Mr. Gorry. *Id.* Patent Owner states “Petitioner has indicated that it does not oppose[] the requested withdrawal and substitution of counsel for RealD.” *Id.* at 3.

Patent Owner also concurrently filed a motion for admission *pro hac vice* for Mr. Gorry. Paper 20. Concurrently with entry of this Order, the Board also is entering an order conditionally granting Patent Owner’s motion for admission *pro hac vice*.

Patent Owner has not yet filed an updated Power of Attorney or updated Mandatory Notices removing Ms. Moore, designating Ms. Mauri as lead counsel, and designating Mr. Gorry as a back-up counsel. The current Power of Attorney and Mandatory Notices designate Ms. Moore as lead counsel, designate Ms. Mauri as a back-up counsel, and do not identify Mr. Gorry. Papers 3–4.

In view of the above, it is

ORDERED that Patent Owner’s Motion is *conditionally granted* effective upon Patent Owner’s filing of a power of attorney for back-up *pro hac vice* attorney Mr. Gorry within ten business days;

FURTHER ORDERED that, as indicated above, Patent Owner must file updated Mandatory Notices removing Ms. Moore, designating Ms. Mauri as lead

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counsel, and designating Mr. Gorry as a back-up counsel in accordance with 37 C.F.R. § 42.8 within ten business days; and

FURTHER ORDERED that, as indicated above, Patent Owner must file an updated Power of Attorney removing Ms. Moore and identifying each of Ms. Mauri and Mr. Gorry.

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PETITIONER:

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