

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MURRAY & POOLE ENTERPRISES LTD.,
Petitioner,

v.

INSTITUT DE CARDIOLOGIE DE MONTREAL,
Patent Owner.

IPR2023-01064
Patent 11,400,063 B2

Before ULRIKE W. JENKS, SHERIDAN K. SNEDDEN, and
ZHENYU YANG, *Administrative Patent Judges*.

JENKS, *Administrative Patent Judge*.

ORDER
Conduct of the Proceeding
37 C.F.R. § 42.5

In our Order dated March 29, 2024, we conditionally granted for *pro hac vice* admission of Matthew T. Wilkerson, provided that Patent Owner submits a Power of Attorney for Mr. Wilkerson in accordance with 37 C.F.R. § 42.10(b). *See* Paper 20.

Patent Owner has failed to file a Power of Attorney in accordance with 37 C.F.R. § 42.10(b) for Mr. Wilkerson as set out in the Order. Patent Owner also has failed to file an updated the Mandatory Notice identifying Mr. Wilkerson as back-up counsel set out in the Order. Paper 20, 3–4.

Therefore, Patent Owner’s Motion (Paper 18) for *pro hac vice* admission of Matthew T. Wilkerson is not yet perfected. In order to avoid revocation of Matthew T. Wilkerson’s *conditionally granted pro hac vice* admission, Patent Owner must file a Power of Attorney for Mr. Wilkerson.

Patent Owner must also file an updated Mandatory Notice identifying Mr. Wilkerson as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3).

Patent Owner is reminded that under 37 C.F.R. § 42.12, the Board may impose a sanction against a party for failure to comply with an applicable rule or an order in this proceeding.

Accordingly, it is

ORDERED that Patent Owner submits a Power of Attorney for Mr. Wilkerson in accordance with 37 C.F.R. § 42.10(b) within ten (10) business days of the date of this order; and

FURTHER ORDERED that Patent Owner must file an updated Mandatory Notice identifying Mr. Wilkerson as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3).

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