

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SHARKNINJA, INC.,
SHARKNINJA OPERATING LLC.,
SHARKNINJA SALES COMPANY,
Petitioners,

v.

DYSON TECHNOLOGY LIMITED,
Patent Owner.

Case No. IPR2023-01322

U.S. PATENT NO. 10,422,687

**PATENT OWNER'S UNOPPOSED MOTION FOR *PRO HAC VICE*
ADMISSION OF CAITLIN DEAN**

Patent Owner Dyson Technology Limited requests the Board recognize Caitlin Dean as counsel *pro hac vice* during this proceeding.

This Motion for Admission *Pro Hac Vice* is being filed with the Board's authorization (Paper 3 at 2) under C.F.R. 42.10(c). The Declaration of Caitlin Dean supporting this motion is filed as Ex. 2027. Dyson Technology Limited has confirmed that Petitioner does not oppose this motion in correspondence with Petitioner dated November 18, 2024.

I. TIME FOR FILING

Pursuant to Paper No. 22 and the “Order – Authorizing Motion for *Pro Hac Vice* Admission” in Case IPR2013-00639, this motion for *pro hac vice* admission is being filed no sooner than twenty-one (21) days after service of the petition.

II. STATEMENT OF FACTS ESTABLISHING GOOD CAUSE

Dyson Technology Limited's lead counsel is a registered practitioner: Christian Huehns (Reg. No. 77,717).

As demonstrated below, there is good cause for the Board to recognize Ms. Dean *pro hac vice*.

1. Ms. Dean is an experienced patent litigation attorney with over six years of experience representing clients in patent litigation matters in various United States Federal District Courts, the United States Court of Appeals for the Federal Circuit, and the United States International Trade Commission. Ms. Dean

is counsel for Dyson Technology Limited and Dyson Inc. in three co-pending litigation matters against various SharkNinja and Omachron entities which involve a combined total of 21 patents related to vacuum cleaners: *SharkNinja Operating LLC et al v. Dyson, Inc. et al*, 1-23-cv-12372 (D. Mass); *Dyson Inc. et al v. SharkNinja, Inc. et al*, 2-24-cv-00386 (EDTX); and *Certain Surface Cleaning Devices and Components Thereof*, Inv. No. 337-TA-1404 (ITC).

2. Ms. Dean has an established familiarity with the subject matter of U.S. Patent No. 10,433,687 and this proceeding through participation in the preparation of Dyson Technology Limited's Sur-Reply (Paper No. 31) and has reviewed all of the Papers and Exhibits in this proceeding. Ms. Dean is also Dyson Technology Limited's and Dyson Inc.'s counsel in its co-pending district court litigation against Petitioner SharkNinja, Inc. involving the patent at issue in this proceeding, *Dyson, Inc. v. SharkNinja, Inc.*, 2:24-cv-00386-JRG (E.D. Tex.). As litigation counsel for Dyson Technology Limited and Dyson Inc., Ms. Dean has been actively involved in all aspects of its district court litigation.

3. Ms. Dean is a member in good standing of the bars of the State of New York and Texas. She is also admitted to practice before the United States District Courts for the Southern District of New York, Eastern District of New York, Southern District of Texas, Eastern District of Texas, District of Colorado, and Western District of Wisconsin as well as the United States Court of Appeals

for the Federal Circuit.

4. Ms. Dean has never been suspended or disbarred from practice before any court or admission.

5. Ms. Dean never been sanctioned or cited for contempt by any court or administrative body.

6. Ms. Dean has read and will comply with the Office Patent Trial Practice Guide and with the Board's Rules of Practice for Trial set forth in 37 C.F.R. part 42.

7. Ms. Dean agrees to be subject to the United States Patent and Trademark Office Code of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(e).

8. Ms. Dean has never applied *pro hac vice* in any USPTO proceedings.

III. GOOD CAUSE EXISTS FOR THE *PRO HAC VICE* ADMISSION OF Ms. DEAN IN THIS PROCEEDING

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 and any other conditions the Board may impose. 37 C.F.R. § 42.10(c); *see also Google, Inc. v. Inventor Holdings, LLC*, CBM-2014-00002, Paper 25 at 4. Here, that condition is satisfied because Dyson Technology Limited's lead counsel Christian Huehns is a registered practitioner before the Board.

Good cause exists to admit Ms. Dean *pro hac vice*. In *Google*, the Board found good cause to grant a motion for *pro hac vice* admission of an attorney who “ha[d] been litigating patent cases for over six years” and “[was] Petitioner’s counsel of record in its co-pending district court litigation against the Patent Owner,” holding that he “ha[d] sufficient legal and technical qualifications to represent Petitioner in these proceedings and that there is a need for Petitioner to have its counsel in the related litigation involved in these proceedings.” *Google*, CBM-2014-00002, Paper 25 at 4. The same is true here. Ms. Dean is an experienced attorney who has been representing clients in patent litigation matters for over six years and is counsel for Dyson Technology Limited and Dyson Inc. in three co-pending litigation matters against various SharkNinja and Omachron entities which involve a combined total of 21 patents related to vacuum cleaners: *SharkNinja Operating LLC et al v. Dyson, Inc. et al*, 1-23-cv-12372 (D. Mass); *Dyson Inc. et al v. SharkNinja, Inc. et al*, 2-24-cv-00386 (EDTX); and *Certain Surface Cleaning Devices and Components Thereof*, Inv. No. 337-TA-1404 (ITC). *Dyson, Inc. v. SharkNinja, Inc.*, 2:24-cv-00386-JRG (E.D. Tex.) involves the patent at issue in this proceeding.

In view of Ms. Dean’s extensive patent litigation experience and her specific knowledge of the subject matter of this proceeding, Dyson Technology Limited has a substantial need for Ms. Dean’s *pro hac vice* admission and her involvement in the continued prosecution of this proceeding. Moreover, Ms. Dean’s admission would

enable Dyson Technology Limited to avoid unnecessary expense and duplication of work between this proceeding and co-pending district court and ITC litigations.

IV. CONCLUSION

For the foregoing reasons, Dyson Technology Limited respectfully requests that Ms. Dean be admitted *pro hac vice*.

Date: November 20, 2024

Respectfully submitted,

/s/ Christian Huehns

Christian Huehns (Reg. No. 77,717)

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a complete copy of the foregoing document and related exhibit was served on November 20, 2024 on counsel of record for the Petitioners by filing these documents through the P-TACS system and also via email to the following address: GDC-SharkNinjaIPRD@gibsondunn.com

/s/ Christian Huehns

Christian Huehns (Reg. No. 77,717)