

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BIOCON BIOLOGICS INC.,
Petitioner,

v.

JANSSEN BIOTECH, INC.,
Patent Owner.

IPR2023-01444
Patent 10,961,307 B2

Before JOHN G. NEW, ROBERT A. POLLOCK, and
TIMOTHY G. MAJORS, *Administrative Patent Judges*.

PER CURIAM.

DECISION
Granting Patent Owner's Motions for
Admission *Pro Hac Vice* of Roger J. Chin
37 C.F.R. § 42.10

On January 8, 2024, Patent Owner filed a motion for admission *pro hac vice* of Roger J. Chin in this proceeding. Paper 6. The Motion relies on a Declaration from Mr. Chin. Ex. 2001. Powers of Attorney and Mandatory Notices naming Mr. Chin were filed. Papers 4, 5. The Motion indicates it is unopposed. Paper 6, 1.

Pursuant to 37 C.F.R. § 42.10(c), 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. In its notice authorizing motions for *pro hac vice* admission, the Board requires a statement of facts showing there is good cause for the Board to recognize counsel *pro hac vice* and an affidavit or declaration of the individual seeking to appear in this proceeding. *See* Paper 3, 2 (citing *Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639, Paper 7 (PTAB 2013) (representative “Order – Authorizing Motion for Pro Hac Vice Admission”)).

Based on the facts set forth in the Motion and the accompanying Declaration, we conclude that Mr. Chin has sufficient legal and technical qualifications to represent Patent Owner in these proceedings, that he has demonstrated sufficient familiarity with the subject matter of these proceedings, that he meets all other requirements for admission *pro hac vice*, and that Patent Owner’s intent to be represented by counsel with litigation experience is warranted. Accordingly, Patent Owner has established good cause for admission *pro hac vice* of Mr. Chin, who will be permitted to serve only as back-up counsel. *See* 37 C.F.R. § 42.10(c).

ORDER

It is:

ORDERED that Patent Owner's motion for admission *pro hac vice* of Roger J. Chin is *granted*, and Mr. Chin is authorized to represent Patent Owner only as back-up counsel in these proceedings;

FURTHER ORDERED that Patent Owner is to continue to have a registered practitioner as lead counsel in each proceeding;

FURTHER ORDERED that Mr. Chin is to comply with the Patent Trial and Appeal Board's Consolidated Trial Practice Guide (November 2019), *available at* <https://www.uspto.gov/TrialPracticeGuideConsolidated>, and the Board's Rules of Practice for Trials, as set forth in Part 42 of Title 37, Code of Federal Regulations;

FURTHER ORDERED that Mr. Chin is subject to the USPTO's disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and the USPTO's Rules of Professional Conduct set forth at 37 C.F.R. §§ 11.101–11.901.

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