

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

T-MOBILE USA, INC., AT&T SERVICES INC., AT&T MOBILITY LLC,
AT&T CORPORATION, CELLCO PARTNERSHIP D/B/A VERIZON
WIRELESS, NOKIA OF AMERICA CORPORATION,¹ ERICSSON INC.,²
SAMSUNG ELECTRONICS AMERICA, INC., AND
SAMSUNG ELECTRONICS CO., LTD.,³
Petitioner,

v.

COBBLESTONE WIRELESS LLC,
Patent Owner.

IPR2024-00135 (Patent 8,554,196 B2)
IPR2024-00137 (Patent 9,094,888 B2)⁴

Before BARBARA A. PARVIS, NATHAN A. ENGELS, and
RUSSELL E. CASS, *Administrative Patent Judges*.

PER CURIAM.

¹ Nokia of America Corporation is a Petitioner only in IPR2024-00137 (not in IPR2024-00135).

² Ericsson Inc. is a Petitioner only in IPR2024-00137 (not in IPR2024-00135).

³ Samsung Electronics America, Inc. and Samsung Electronics Co., Ltd. filed motions for joinder accompanying petitions in IPR2024-00317 and IPR2024-00315, and have been joined as petitioners to the IPR2024-00135 and IPR2024-00137 proceedings.

⁴ The combined caption is for administrative convenience only and does not indicate that IPR2024-00135 and IPR2024-00137 have been joined. Parties are not authorized to use this caption without express Board permission.

ORDER

Granting Patent Owner's Motions for
Pro Hac Vice Admission of Christian W. Conkle
37 C.F.R. § 42.10

On July 26, 2024, Patent Owner filed motions requesting *pro hac vice* admission of Christian W. Conkle in each of the above-identified proceedings (collectively “Motions”). Paper 16.⁵ Patent Owner also submitted declarations from Christian W. Conkle in support of the Motions (collectively “Declarations”). Ex. 2001.⁶ Patent Owner attests that Petitioner does not oppose the Motions. Paper 16, 2.

For the reasons provided below, Patent Owner's Motions are *granted*.

In accordance with 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 authorizing a motion for *pro hac vice* admission, the Board requires the moving party to provide 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 the proceeding. *See Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639 (PTAB Oct. 15, 2013) (Paper 7) (representative “Order – Authorizing Motion for *Pro Hac Vice* Admission”).

Based on the facts set forth in the Motions and the accompanying Declarations, we conclude that Mr. Conkle has sufficient legal and technical qualifications to represent Patent Owner in these proceedings, has

⁵ For purposes of expediency, we cite to Papers filed in IPR2024-00135. Patent Owner filed a similar Motion in IPR2024-00137 (Paper 21).

⁶ We cite to Exhibits filed in IPR2024-00135. Patent Owner filed a similar Declaration in IPR2024-00137 (Ex. 2019).

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demonstrated sufficient litigation experience and familiarity with the subject matter of these proceedings, and meets all other requirements for admission *pro hac vice*. See Ex. 2001. Accordingly, Patent Owner has established good cause for *pro hac vice* admission of Mr. Conkle. Mr. Conkle will be permitted to serve as back-up counsel only. See 37 C.F.R. § 42.10(c).

We note that Patent Owner has filed a Power of Attorney including Mr. Conkle in accordance with 37 C.F.R. § 42.10(b). IPR2024-00135, Paper 18; and IPR2024-00137, Paper 23. Patent Owner has also filed Mandatory Notices identifying Mr. Conkle as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3). IPR2024-00135, Paper 17; and IPR2024-00137, Paper 22.

In consideration of the foregoing, it is hereby

ORDERED that Patent Owner's Motions for *pro hac vice* admission of Christian W. Conkle are *granted*;

FURTHER ORDERED that Patent Owner shall continue to have a registered practitioner represent it as lead counsel for the above-identified proceedings;

FURTHER ORDERED that Mr. Conkle is authorized to represent Patent Owner as back-up counsel only in the above-identified proceedings;

FURTHER ORDERED that Mr. Conkle be familiar with the Patent Trial and Appeal Board Consolidated Trial Practice Guide⁷ (84 Fed. Reg. 64,280 (Nov. 21, 2019)), and comply with the Board's Rules of Practice for Trials, as set forth in Part 42 of Title 37, Code of Federal Regulations; and

FURTHER ORDERED that Mr. Conkle is subject to the Office's

⁷ Available at <https://www.uspto.gov/TrialPracticeGuideConsolidated>.

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disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.*

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