

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INDUCTEV, INC.,
Petitioner,

v.

WITRICITY CORPORATION,
Patent Owner.

IPR2024-00105 (Patent 10,027,184 B2)
IPR2024-00140 (Patent 8,466,654 B2)¹

Before JAMESON LEE, CHRISTOPHER L. OGDEN, and
SCOTT RAEVSKY, *Administrative Patent Judges*.

OGDEN, *Administrative Patent Judge*.

ORDER

Granting Petitioner's Motions for
Pro Hac Vice Admission of Blake R. Davis
37 C.F.R. § 42.10

¹ The combined caption is for administrative convenience only and does not indicate that IPR2024-00105 and IPR2024-00140 have been joined. Parties are not authorized to use this caption without express Board permission.

IPR2024-00105 (Patent 10,027,184 B2)

IPR2024-00140 (Patent 8,466,654 B2)

On October 21, 2024, Petitioner filed motions requesting *pro hac vice* admission of Blake R. Davis in each of the above-identified proceedings (collectively “Motions”). Paper 23. Petitioner also submitted supporting declarations from Blake R. Davis (collectively “Declarations”). IPR2024-00105, Ex. 1036; IPR2024-00140, Ex. 1031. Petitioner attests that Patent Owner does not oppose the Motions. Paper 23, 1. For the reasons provided below, Petitioner’s Motions are *granted*.

Under 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, Petitioner has established good cause for *pro hac vice* admission of Mr. Davis. Mr. Davis will be permitted to serve as back-up counsel only. *See* 37 C.F.R. § 42.10(c).

We note that Petitioner has filed a Power of Attorney under 37 C.F.R. § 42.10(b) that includes Mr. Davis. IPR2024-00105, Paper 10; IPR2024-00140, Paper 9. Petitioner has also filed Mandatory Notices under 37 C.F.R. § 42.8(b)(3) identifying Mr. Davis as back-up counsel. IPR2024-00105, Paper 8; IPR2024-00140, Paper 7.

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Accordingly, it is

ORDERED that Petitioner's Motions for *pro hac vice* admission of Blake R. Davis are *granted*;

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

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

FURTHER ORDERED that Mr. Davis must 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. Davis is subject to the Office's 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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IPR2024-00140 (Patent 8,466,654 B2)

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