

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AT&T MOBILITY LLC, AT&T SERVICES INC., ERICSSON INC.,
NOKIA OF AMERICA CORPORATION, and T-MOBILE USA, INC.,
Petitioner,

v.

DAINGEAN TECHNOLOGIES LTD.,
Patent Owner.

IPR2024-00310
Patent 10,932,207 B2

Before CHRISTOPHER L. OGDEN, JOHN R. KENNY, and
MARY C. HOFFMAN, *Administrative Patent Judges*.

HOFFMAN, *Administrative Patent Judge*.

DECISION

Granting Patent Owner's Motion for Admission *Pro Hac Vice* of
Michael McBride
37 C.F.R. § 42.10

On March 26, 2024, Patent Owner filed a Motion for Admission *Pro Hac Vice* of Michael McBride in this proceeding. Paper 6 (“Motion” or “Mot.”). Patent Owner submitted a Declaration of Michael McBride in support of the Motion. Ex. 2001. Mandatory Notices and a Power of Attorney naming Mr. McBride were filed. Papers 4, 5. Patent Owner attests that Petitioner does not the Motion. Mot. 7. For the reasons provided below, Patent Owner’s Motion is *granted*.

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 authorizing a motion 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 Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639, Paper 7 (PTAB Oct. 15, 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 Patent Owner has established good cause for *pro hac vice* admission of Mr. McBride, 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 *pro hac vice* admission of Michael McBride is *granted*, and Mr. McBride is authorized to represent Patent Owner only as back-up counsel in this proceeding;

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

FURTHER ORDERED that Mr. McBride is to be familiar with the Patent Trial and Appeal Board's Consolidated Trial Practice Guide (November 2019), *available at* <https://www.uspto.gov/TrialPracticeGuideConsolidated>, and comply with the Board's Rules of Practice for Trials, as set forth in Part 42 of Title 37, Code of Federal Regulations¹;

FURTHER ORDERED that Mr. McBride 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 *et seq.*

¹ The Declaration incorrectly states that Mr. McBride has “read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in part 42 of the Code of Federal Regulations.” Ex. 2001 ¶ 9. The Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials are set forth in Part 42 of *Title 37*, Code of Federal Regulations.

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