

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

VALVE CORPORATION,
Petitioner,

v.

IMMERSION CORPORATION,
Patent Owner.

IPR2024-00477 (Patent 7,336,260 B2)
IPR2024-00478 (Patent 9,430,042 B2)¹

Before WILLIAM V. SAINDON, PATRICK R. SCANLON, and
CHRISTOPHER L. OGDEN, *Administrative Patent Judges*.

SCANLON, *Administrative Patent Judge*.

ORDER
Granting Petitioner's Motions for
Pro Hac Vice Admission of Nathan R. Speed
37 C.F.R. § 42.10

¹ The combined caption is for administrative convenience only and does not indicate that IPR2024-00477 and IPR2024-00478 have been joined. The parties are not authorized to use this caption without express permission of the Board.

On May 21, 2024, Petitioner filed a motion for *pro hac vice* admission of Nathan R. Speed in each of the above-identified proceedings (collectively “Motions”). Paper 8.² Petitioner also filed declarations from Mr. Speed in support of the Motions (collectively “Declarations”). Ex. 1059.³ Petitioner attests that Patent Owner does not oppose the Motions. Motions 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 the proceeding. *See* Paper 3, 2 (citing *Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639, Paper 7 (PTAB Oct. 15, 2013) (“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. Speed has sufficient legal and technical qualifications to represent Petitioner in these proceedings, has demonstrated sufficient litigation experience and familiarity with the subject matter of these proceedings, and meets all other requirements for admission *pro hac vice*. Accordingly, Petitioner has established good cause for *pro hac vice* admission of Mr. Speed.

² For purposes of expediency, we cite to Papers filed in IPR2024-00477. Petitioner filed a similar Motion in IPR2024-00478 (Paper 7).

³ We cite to Exhibits filed in IPR2024-00477. Petitioner filed a similar Declaration in IPR2024-00478 (Ex. 1085).

We note that a Power of Attorney in accordance with 37 C.F.R. § 42.10(b) has been submitted for Mr. Speed. Petitioner also has filed Mandatory Notices identifying Mr. Speed as back-up attorney.

Accordingly, it is:

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

FURTHER ORDERED that Petitioner is to continue to have a registered practitioner represent it as lead counsel for the above-identified proceedings, Mr. Speed is authorized to represent Petitioner as back-up counsel only;

FURTHER ORDERED that Mr. Speed is to comply with the Patent Trial and Appeal Board's Consolidated Trial Practice Guide⁴ (November 2019), and 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. Speed shall be subject to the Office's disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and the USPTO Rules of Professional Conduct under 37 C.F.R. §§ 11.101 *et seq.*

⁴ Available at <https://www.uspto.gov/TrialPracticeGuideConsolidated>.

IPR2024-00477 (Patent 7,336,260 B2)

IPR2024-00478 (Patent 9,430,042 B2)

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