

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AMAZON.COM, INC. and
AMAZON.COM SERVICES LLC,
Petitioner,

v.

NOKIA TECHNOLOGIES OY,
Patent Owner.

IPR2024-00691
Patent 8,050,321 B2

Before GREGG I. ANDERSON, STEVEN M. AMUNDSON, and
JASON M. REPKO, *Administrative Patent Judges*.

AMUNDSON, *Administrative Patent Judge*.

ORDER
Conditionally Granting Patent Owner's Motion for
Pro Hac Vice Admission of Steven Udick
37 C.F.R. § 42.10

On October 21, 2024, Patent Owner filed a motion requesting *pro hac vice* admission of Steven Udick. Paper 13 (“Mot.” or “Motion”). The Motion is supported by Mr. Udick’s declaration. Ex. 2003 (“Declaration”). Patent Owner indicates the Motion is unopposed. Mot. 4.

We note that Patent Owner has not filed a power of attorney designating Mr. Udick or a mandatory notice identifying Mr. Udick. In view of this, and for the reasons set forth below, Patent Owner’s Motion is *conditionally granted*, and is to be effective after Patent Owner files a power of attorney designating Mr. Udick.

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

ORDER

Accordingly, it is

ORDERED that Patent Owner’s motion for *pro hac vice* admission of Steven Udick is *conditionally granted*, provided that Patent Owner files a

power of attorney designating Mr. Udick according to 37 C.F.R. § 42.10(b) within ten (10) business days of the date of this order;

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

FURTHER ORDERED that Mr. Udick is authorized to represent Patent Owner as back-up counsel only;

FURTHER ORDERED that Patent Owner shall file a mandatory notice according to 37 C.F.R. § 42.8(b)(3) with updated information about back-up counsel;

FURTHER ORDERED that Mr. Udick shall comply with the Patent Trial and Appeal Board's Consolidated Trial Practice Guide¹ (84 Fed. Reg. 64,280 (Nov. 21, 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. Udick 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 at 37 C.F.R. §§ 11.101–11.901.

¹ Available at <https://www.uspto.gov/TrialPracticeGuideConsolidated>.

IPR2024-00691
Patent 8,050,321 B2

For PETITIONER:

Jessica Kaiser
Robin Brewer
Ruben Kendrick
Ji Wang
PERKINS COIE LLP
kaiser-ptab@perkinscoie.com
brewer-ptab@perkinscoie.com
kendrick-ptab@perkinscoie.com
wang-ji-ptab@perkinscoie.com

For PATENT OWNER:

Scott Hejny
Eric Hansen
McKOOL SMITH P.C.
shejny@mckoolsmith.com
ehansen@mckoolsmith.com