

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MEDIATEK INC.,
Petitioner,

v.

PARKERVISION, INC.,
Patent Owner.

IPR2024-00796
Patent 7,483,686 B2

Before MICHAEL R. ZECHER, BART A. GERSTENBLITH, and
IFTIKHAR AHMED, *Administrative Patent Judges*.

AHMED, *Administrative Patent Judge*.

ORDER

Conditionally Granting Patent Owner's Motion for
Pro Hac Vice Admission of Scott Samay
37 C.F.R. § 42.10(c)

On May 28, 2025, Patent Owner filed a Motion for Pro Hac Vice Admission of Scott Samay in the above-identified proceeding. Paper 20 (“Motion”). The Motion is supported by a Declaration of Mr. Samay. Ex. 2012 (“Declaration”). Patent Owner represents that Petitioner does not oppose the Motion. Motion 1.

For the reasons provided below, the Motion is *conditionally granted*. In accordance with 37 C.F.R. § 42.10(c), we 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* Paper 3, 2 (citing *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 Motion and the accompanying Declaration, we conclude that Mr. Samay has sufficient legal and technical qualifications to represent Patent Owner in this proceeding, that he has demonstrated sufficient familiarity with the subject matter of this proceeding, that he meets all other requirements for admission *pro hac vice*, and that Patent Owner’s intent to be represented by counsel with litigation experience is warranted. Accordingly, Patent Owner has established good cause for *pro hac vice* admission of Mr. Samay, who will be permitted to serve only as back-up counsel. *See* 37 C.F.R. § 42.10(c)(1).

Upon review of the record before us, we note that a power of attorney in accordance with 37 C.F.R. § 42.10(b) has not been submitted for Mr. Samay. Therefore, Patent Owner's Motion is *conditionally granted*, and is to be effective after Patent Owner files the aforementioned power of attorney.

In addition, Patent Owner has not filed an updated mandatory notice identifying Mr. Samay as back-up counsel. Patent Owner must file an updated mandatory notice identifying Mr. Samay as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3).

In consideration of the foregoing, it is hereby

ORDERED that Patent Owner's Motion for Pro Hac Vice Admission of Scott Samay in the above-identified proceeding is *conditionally granted* provided that within ten (10) business days of entry of this Order, Patent Owner submits a power of attorney for Scott Samay in accordance with 37 C.F.R. § 42.10(b);

FURTHER ORDERED that Patent Owner must file updated mandatory notices identifying Mr. Samay as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3) within ten (10) business days of this Order;

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

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

FURTHER ORDERED that Mr. Samay be familiar with the Patent Trial and Appeal Board Consolidated Trial Practice Guide (84 Fed. Reg.

64,280 (Nov. 21, 2019)),¹ 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. Samay 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.*

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

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