

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

THETA IP, LLC,
Patent Owner.

IPR2024-00816 (Patent 7,010,330 B1)
IPR2024-00817 (Patent 10,129,825 B2)
IPR2024-00818 (Patent 10,524,202 B2)
IPR2024-00819 (Patent 11,564,164 B2)
IPR2024-00820 (Patent 11,638,210 B1)¹

Before KARA L. SZPONDOWSKI, AARON W. MOORE, and
RUSSELL E. CASS, *Administrative Patent Judges*.

PER CURIAM.

ORDER

Granting Patent Owner's Motions for *Pro Hac Vice*
Admission of Corey Johanningmeier
37 C.F.R. § 42.10

¹ This Order addresses issues that are the same in each of the above-identified proceedings. We issue one Order to be entered in each proceeding. The parties are not authorized to use this caption unless later permitted.

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On August 8, 2024, Patent Owner filed a Motion for *Pro Hac Vice* Admission of Corey Johanningmeier in each of the above-identified proceedings. Paper 6.² The Motion in each proceeding is supported by a Declaration of Mr. Johanningmeier. Ex. 2001. Patent Owner indicates that Petitioner does not oppose the Motions. Paper 6, 1

Upon review of the record before us, we determine that the requirements of 37 C.F.R. § 42.10 have been met and there is good cause to admit Mr. Johanningmeier *pro hac vice*. In particular, Mr. Johanningmeier declares that he has “extensive experience litigating patent infringement cases” and is “very familiar with” the subject matter involved in the above-identified proceedings. Ex. 2001 ¶¶ 8, 9.³

It is, therefore,

ORDERED that Patent Owner’s Motions for *Pro Hac Vice* Admission of Corey Johanningmeier are *granted*; Mr. Johanningmeier is authorized to act only as back-up counsel in the above-identified proceedings;

FURTHER ORDERED that Patent Owner is to continue to have a

² For expediency, we cite to IPR2024-00816, unless otherwise noted. Similar papers and exhibits were filed in the other proceedings identified above.

³ In IPR2024-00818 and IPR2024-00820, Mr. Johanningmeier declares that he is familiar with “the ’818 Patent” and “the ’820 Patent,” respectively. IPR2024-00818, Ex. 2001 ¶ 9; IPR2024-00820, Ex. 2001 ¶ 9. We deem this to be harmless error, and from context understand Mr. Johanningmeier to declare familiarity with the ’202 and ’210 patents at issue in the ’818 and ’820 proceedings.

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registered practitioner represent it as lead counsel for the above-identified proceedings;

FURTHER ORDERED that Mr. Johanningmeier is to be familiar with the Consolidated Trial Practice Guide⁴ (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. Johanningmeier is to be 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.*

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

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