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Paper: 9
Date: August 13, 2024

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.

IPR2024-00847 (Patent 7,532,808 B2)
IPR2024-00848 (Patent 7,532,808 B2)[1]

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

AMUNDSON, *Administrative Patent Judge*.

ORDER
Granting Patent Owner's Motions for
Pro Hac Vice Admission of R. Mitch Verboncoeur
37 C.F.R. § 42.10

[1] This combined caption is for administrative convenience only and does not indicate that IPR2024-00847 and IPR2024-00848 have been joined. The parties are not authorized to use this caption without express permission from the Board.

On June 27, 2024, Patent Owner filed motions requesting *pro hac vice* admission of R. Mitch Verboncoeur in each of the above-identified proceedings (collectively "Motions"). Paper 8.[2] Patent Owner also submitted Declarations from R. Mitch Verboncoeur in support of the Motions (collectively "Declarations"). Ex. 2002.[3]

Petitioner has not opposed the Motions.

For the reasons explained below, Patent Owner's Motions are *granted*.

According 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 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 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 Motions and the accompanying Declarations, we conclude that Mr. Verboncoeur has sufficient legal and technical qualifications to represent Patent Owner in these proceedings, has demonstrated sufficient litigation experience and familiarity with the subject matter of these proceedings, and meets all other requirements for admission

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[2] For purposes of expediency, we cite to the paper filed in IPR2024-00847. Patent Owner filed a similar paper in IPR2024-00848 (Paper 8).
[3] We cite to the exhibit filed in IPR2024-00847. Patent Owner filed a similar exhibit in IPR2024-00848 (Exhibit 2002).

pro hac vice. *See* Ex. 2002. Hence, Patent Owner has established good cause for *pro hac vice* admission of Mr. Verboncoeur. Mr. Verboncoeur will be permitted to serve as back-up counsel only. *See* 37 C.F.R. § 42.10(c).

We note that Patent Owner filed a Power of Attorney according to 37 C.F.R. § 42.10(b) including Mr. Verboncoeur. IPR2024-00847, Paper 6; IPR2024-00848, Paper 6. Patent Owner also filed Mandatory Notices according to 37 C.F.R. § 42.8(b)(3) identifying Mr. Verboncoeur as back-up counsel. IPR2024-00847, Paper 5, 3; IPR2024-00848, Paper 5, 3.

Accordingly, it is

ORDERED that Patent Owner's Motions for *pro hac vice* admission of R. Mitch Verboncoeur are *granted*;

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

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

FURTHER ORDERED that Mr. Verboncoeur shall comply with the Patent Trial and Appeal Board Consolidated Trial Practice Guide (84 Fed. Reg. 64,280 (Nov. 21, 2019)),[4] and the Board's Rules of Practice for Trials, as set forth in Part 42 of Title 37, Code of Federal Regulations;[5] and

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[4] Available at https://www.uspto.gov/TrialPracticeGuideConsolidated.
[5] The Declaration states that "I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in part 37 C.F.R. Part 42." Ex. 2002 ¶ 5. The Board's Rules of

FURTHER ORDERED that Mr. Verboncoeur 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*.

Practice for Trials are set forth in Part 42 of *Title 37*, Code of Federal Regulations. We consider this harmless error.

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