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Paper: 28
Date: May 28, 2025

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TEXAS INSTRUMENTS INC.
and NXP USA, INC.,
Petitioner,

v.

PARKERVISION, INC.
Patent Owner.

IPR2024-00935 (Patent 7,865,177 B2)[1]
IPR2024-00936 (Patent 9,118,528 B2)[2]

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

GERSTENBLITH, *Administrative Patent Judge*.

ORDER[3]
Conditionally Granting Patent Owner's Motion for
Pro Hac Vice Admission of Taylor Lepore
37 C.F.R. § 42.10(c)

[1] NXP USA, Inc., who filed a petition in IPR2024-01066, is joined as petitioner in this proceeding.

[2] NXP USA, Inc., who filed a petition in IPR2024-01068, is joined as petitioner in this proceeding.

[3] This Order addresses the same issue in each of the captioned proceedings. The parties are not authorized to use this caption.

Patent Owner filed a motion requesting *pro hac vice* admission of Taylor Lepore in each of the above-identified proceedings ("Motion"). Paper 28[4]; IPR2024-00936, Paper 27. Patent Owner also submitted a Declaration from Ms. Lepore in support of the Motion ("Declaration"). Ex. 2039; IPR2024-00936, Ex. 2041. Patent Owner represents that Petitioner does not oppose the Motions. Mot. 1.

For the reasons provided below, the Motions are *conditionally granted*. In accordance with 37 C.F.R. § 42.10(c)(1), 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 (PTAB Oct. 15, 2013) (Paper 7) (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 Ms. Lepore has sufficient legal and technical qualifications to represent Patent Owner in these proceedings, that she has demonstrated sufficient familiarity with the subject matter of these proceedings, that otherwise she 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

[4] Patent Owner filed substantively the same motion for *pro hac vice* admission in each of the above-captioned proceedings. We cite to IPR2024-00935, unless otherwise indicated.

established good cause for *pro hac vice* admission of Ms. Lepore, 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 Ms. Lepore. Therefore, Patent Owner's Motions are *conditionally granted*, and are to be effective after Patent Owner files the aforementioned power of attorney in each proceeding.

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

In consideration of the foregoing, it is hereby

ORDERED that Patent Owner's Motions for *pro hac vice* admission of Taylor Lepore are *conditionally granted*, provided that within ten (10) business days of entry of this Order, Patent Owner submits a power of attorney for Taylor Lepore in accordance with 37 C.F.R. § 42.10(b);

FURTHER ORDERED that Patent Owner must file an updated mandatory notice identifying Ms. Lepore as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3);

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

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

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

64,280 (Nov. 21, 2019)), 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 Ms. Lepore 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.*

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