

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SILENCERCO WEAPONS RESEARCH, LLC,
Petitioner,

v.

HUXWRX SAFETY CO. LLC,
Patent Owner.

IPR2024-01214
Patent 8,286,750 B1

Before KEN B. BARRETT, SEAN P. O'HANLON, and
ANDREAS BALTATZIS, *Administrative Patent Judges*.

O'HANLON, *Administrative Patent Judge*.

ORDER

Granting Petitioner's Motions for *Pro Hac Vice* Admission of
Jeffrey R. Roeser and Timothy P. Getzoff
37 C.F.R. § 42.10

On March 27, 2025, Petitioner filed motions requesting *pro hac vice* admission of Jeffrey R. Roeser and Timothy P. Getzoff. Papers 13, 14 (“Motions”). The Motions are supported by affidavits of Messrs. Roeser and Getzoff. Papers 13, 14 (“the Affidavits”).¹

In accordance with 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 Affidavits, we conclude that Messrs. Roeser and Getzoff meet the requirements for admission *pro hac vice*. *See* Papers 13 and 14, 4–5. Accordingly, Petitioner has established good cause for *pro hac vice* admission of Messrs. Roeser and Getzoff. Messrs. Roeser and Getzoff will be permitted to serve as back-up counsel only. *See* 37 C.F.R. § 42.10(c).

We note that Petitioner filed a Power of Attorney including Messrs. Roeser and Getzoff in accordance with 37 C.F.R. § 42.10(b). Paper 11. Petitioner also filed a Mandatory Notice identifying

¹ Petitioner filed the affidavit as part of the Motion. We excuse this mistake on this occasion, but remind Petitioner that affidavits and declarations must be filed as exhibits. *See* 37 C.F.R. § 42.63(a) (“Evidence consists of affidavits, transcripts of depositions, documents, and things. All evidence must be filed in the form of an exhibit.”).

Messrs. Roeser and Getzoff as back-up counsel in accordance with
37 C.F.R. § 42.8(b)(3). Paper 12.

In consideration of the foregoing, it is hereby:

ORDERED that Petitioner's Motions for *pro hac vice* admission of
Jeffrey R. Roeser and Timothy P. Getzoff are *granted*;

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

FURTHER ORDERED that Messrs. Roeser and Getzoff are
authorized to represent Petitioner as back-up counsel only;

FURTHER ORDERED that Messrs. Roeser and Getzoff shall comply
with the Patent Trial and Appeal Board's Consolidated Trial Practice Guide
(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 Messrs. Roeser and Getzoff are 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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PETITIONER:

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