

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD. and
SAMSUNG ELECTRONICS AMERICA, INC.,
Petitioner,

v.

HARBOR ISLAND DYNAMIC, LLC,
Patent Owner.

IPR2024-01403 (Patent 7,772,673 B1)
IPR2024-01405 (Patent 9,245,826 B2)¹

Before HYUN J. JUNG, GREGG I. ANDERSON, and
ARTHUR M. PESLAK, *Administrative Patent Judges*.

PESLAK, *Administrative Patent Judge*.

DECISION
Granting Petitioner's Motions for *Pro Hac Vice* Admission
of Alexander E. Harding
37 C.F.R. § 42.10

¹ This Order addresses issues that are identical in each of the above-referenced proceedings. The parties are not permitted to use this caption unless authorized by the Board. For convenience, we refer to the papers and exhibits filed by the parties in IPR2024-01403.

On December 10, 2025, Petitioner filed motions requesting *pro hac vice* admission of Alexander E. Harding in each of the above-identified proceedings (collectively, “Motions”). Paper 26. Each Motion is supported by a corresponding declaration of Mr. Harding (Ex. 1018) (collectively, “Declarations”). Patent Owner has not filed an opposition to the Motions.

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 Declarations, we conclude that Mr. Harding has sufficient legal and technical qualifications to represent Petitioner in this proceeding, that Mr. Harding has demonstrated sufficient litigation experience and familiarity with the subject matter of this proceeding, and that Mr. Harding meets all other requirements for admission *pro hac vice*. *See* Ex. 1018 ¶¶ 1–12. Accordingly, Petitioner has established good cause for *pro hac vice* admission of Mr. Harding. Mr. Harding 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 Mr. Harding in accordance with 37 C.F.R. § 42.10(b). Paper 2. Petitioner has

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also submitted Mandatory Notices identifying Mr. Harding as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3). Paper 28.

In consideration of the foregoing, it is hereby:

ORDERED that Petitioner's Motions for *pro hac vice* admission of Alexander E. Harding (IPR2024-01403, Paper 26 and IPR2024-01405, Paper 31) are *granted*;

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

FURTHER ORDERED that Mr. Harding is authorized to represent Petitioner as back-up counsel only;

FURTHER ORDERED that Mr. Harding be familiar with the Patent Trial and Appeal Board's Consolidated Trial Practice Guide² (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. Harding 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.*

² Available at <https://www.uspto.gov/TrialPracticeGuideConsolidated>.

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