

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FIRST QUALITY RETAIL SERVICES, LLC,
FIRST QUALITY CONSUMER PRODUCTS, LLC,
FIRST QUALITY PRODUCTS, LLC,
FIRST QUALITY ENTERPRISES, LLC,
Petitioners,

v.

ESSITY HYGIENE AND HEALTH AB,
Patent Owner.

Case No. IPR2024-01487

U.S. Patent No. 9,308,138

**PATENT OWNER'S MOTION FOR *PRO HAC VICE* ADMISSION
OF DANIEL R. ROBERTS**

Patent Owner Essity Hygiene and Health AB (“Essity”) respectfully requests that the Board recognize Daniel R. Roberts, Esq. as *pro hac vice* and as an associate agent of Essity’s counsel of record designated under its Power of Attorney (Paper 5) for Essity in this proceeding.

I. BACKGROUND

Essity’s Motion for *Pro Hac Vice* Admission is being filed pursuant to and in compliance with the Notice of Filing Date Accorded to Petition, which was filed November 21, 2024 (Paper 6) (the “Notice”). Petitioner does not oppose this Motion.

II. TIME OF FILING

This Motion for *Pro Hac Vice* Admission is being filed in accordance with the Notice, and is filed greater than 21 days after service of the Petition.

III. STATEMENT OF FACTS

As required by the Order, the following statement of facts, supported by the attached Declaration of Daniel R. Roberts in Support of Motion for *Pro Hac Vice* Admission (Ex. 2009, “Roberts Declaration”), shows that there is good cause for the Patent Trial and Appeal Board (“Board”) to recognize Mr. Roberts *pro hac vice* in this proceeding. As required by 37 C.F.R. § 42.10(c), Essity’s lead counsel, Kevin M. Flannery, is a registered practitioner and experienced in proceedings before the USPTO.

Mr. Roberts is an experienced litigation attorney. Mr. Roberts has been a litigating attorney for over a decade and has been involved in numerous patent litigation cases in federal courts. Mr. Roberts' experience includes representing a wide range of clients in complex intellectual property litigation, and he has appeared in a number of litigation matters before various Appellate and District Courts.

Mr. Roberts is a member in good standing of the bar of the State of Pennsylvania with no suspensions or disbarments from practice, nor any application for admission to practice denied, nor any sanctions or contempt citations. Mr. Roberts is admitted to practice before the United States Court of Appeals for the Federal Circuit and the U.S. Court of Appeal for Veterans Claims.

Mr. Roberts' mailing address is: Dechert LLP, Circa Centre; 2929 Arch Street, Philadelphia, PA 19104-2808; his email address is: Daniel.Roberts@dechert.com; and his direct dial is: (215) 994-2271.

Mr. Roberts has worked with lead counsel in connection with this proceeding. As such, he has reviewed and is familiar with (i) U.S. Patent No. 9,308,138, the patent at issue in this proceeding, (ii) the legal and factual arguments that have been put forth by Petitioner, and (iii) the developments in this proceeding since the filing of the Petition. Mr. Roberts has fully familiarized himself with the Board's established practices. Accordingly, he has established familiarity with the

subject matter at issue in these proceedings and the conduct of these proceedings to date.

Mr. Roberts has read and will comply with the Office Patent Trial Practice Guide and the Board's Rules for Practice for Trials set forth in part 42 of 37 C.F.R., and he agrees to be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.01 *et seq.*, and to disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

IV. ANALYSIS

The facts contained in the Statement of Facts above, and contained in the Roberts Declaration, establish that there is good cause to admit Mr. Roberts *pro hac vice* in this proceeding under 37 C.F.R. § 42.10(c). Essity's lead counsel is a registered practitioner, and Mr. Roberts is an experienced litigating attorney with an established familiarity with the subject matter at issue in this proceeding.

V. CONCLUSION

Therefore, Patent Owner respectfully submits that there is good cause for the Board to recognize Mr. Roberts as *Pro Hac Vice* counsel and as an associate agent for Patent Owner during these proceedings. Essity's Motion for Pro Hac Vice Admission is accompanied by a Declaration of Daniel R. Roberts, as required by the Order.

Dated: January 22, 2026

Respectfully submitted,

By: /Kevin M. Flannery/
Kevin M. Flannery
Registration No. 35,871
Counsel for Patent Owner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of Patent Owner's Motion for *Pro Hac Vice* Admission of Daniel R. Roberts and Exhibit 2009 was served on counsel of record on January 22, 2026, by filing this document through the Patent Trial and Appeal Case Tracking System (P-TACTS) as well as delivering a copy via electronic mail to the counsel of record for the Petitioners at the following addresses:

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Respectfully submitted,

Date: January 22, 2026

/s/ Kevin M. Flannery

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