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Paper 14
Entered: July 28, 2025

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DR. SQUATCH, LLC,
Petitioner,

v.

THE PROCTER & GAMBLE COMPANY,
Patent Owner.

IPR2024-01104 (Patent 11,540,999 B2)
IPR2024-01105 (Patent 10,966,915 B2)
IPR2024-01173 (Patent 10,905,647 B2)
IPR2024-01174 (Patent 11,497,706 B2)
IPR2024-01498 (Patent 11,844,752 B2)[1]

Before JOHN G. NEW, SHERIDAN K. SNEDDEN, and SUSAN L. C. MITCHELL, *Administrative Patent Judges*.

PER CURIAM.

ORDER
Conditionally Granting Petitioner's Motions for
Pro Hac Vice Admission of Joshua D. Calabro and Manny J. Caixeiro
37 C.F.R. § 42.10

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[1] The combined caption is for administrative convenience only and does not indicate that the above-identified proceedings have been joined. The parties are not authorized to use this caption without express permission of the Board.

On June 2, 2025, Petitioner filed motions requesting *pro hac vice* admission of Joshua D. Calabro and Manny J. Caixeiro in each of the above-identified proceedings (collectively "Motions"). Papers 17, 18.[2] Petitioner also submitted declarations from Messrs. Calabro and Caixeiro in support of the Motions in each proceeding (collectively "Declarations"). Paper 17, attachment; Paper 18, attachment.[3] Patent Owner has not opposed the Motions.

For the reasons provided below, Petitioner's Motions are *conditionally granted*.

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,*

[2] For expediency, we cite to papers in IPR2024-01104. Similar papers were filed in the other above-identified proceedings.

[3] Petitioner filed the Declarations as unlabeled attachments to the Motions. We excuse this mistake on this occasion, but remind Petitioner that declarations must be filed separately from papers 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.").

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 Messrs. Calabro and Caixeiro have sufficient litigation experience and legal familiarity with the subject matter of these proceedings, and meet all other requirements for admission *pro hac vice*. *See* Paper 17, attachment; Paper 18, attachment. Accordingly, Petitioner has established good cause for *pro hac vice* admission of Messrs. Calabro and Caixeiro.

Our rules require, however, that "[a] power of attorney must be filed with the designation of counsel." 37 C.F.R. § 42.10(b). Petitioner has not filed Powers of Attorney identifying Messrs. Calabro and Caixeiro. Therefore, *pro hac vice* admission for Messrs. Calabro and Caixeiro will not be effective until Petitioner files the required Powers of Attorney. Upon admission, Messrs. Calabro and Caixeiro will be permitted to serve as back-up counsel only. *See* 37 C.F.R. § 42.10(c).

We also remind Petitioner that our rules require filing updated Mandatory Notices "within 21 days of a change of the information" regarding Petitioner's representation by counsel. 37 C.F.R. §§ 42.8(a)(c), (b)(3).

In consideration of the foregoing, it is hereby

ORDERED that Petitioner's Motions for *pro hac vice* admission of Joshua D. Calabro and Manny J. Caixeiro are *conditionally granted*, effective upon filing Powers of Attorney for Messrs. Calabro and Caixeiro;

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

FURTHER ORDERED that Messrs. Calabro and Caixeiro are authorized to represent Petitioner as back-up counsel only in these proceedings;

FURTHER ORDERED that Messrs. Calabro and Caixeiro be familiar with the Patent Trial and Appeal Board Consolidated Trial Practice Guide[4] (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 Messrs. Calabro and Caixeiro 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*.

[4] Available at https://www.uspto.gov/TrialPracticeGuideConsolidated.

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