UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LIBERTY ENERGY, INC. AND LIBERTY OILFIELD SERVICES LLC,
Petitioners,

v.

U.S. WELL SERVICES, LLC,
Patent Owner.

IPR2025-00031
U.S. Patent No. 10,655,435 B2

PATENT OWNER U.S. WELL SERVICES'S NOTICE OF INTENT TO DESIGNATE RICHARD H. QUARLES AS A PROVISIONALLY RECOGNIZED PTAB ATTORNEY ELIGIBLE FOR AUTOMATIC *PRO HAC VICE* ADMISSION AS BACK UP COUNSEL PURSUANT TO 37 C.F.R. § 42.10

Pursuant to 37 CFR § 42.10, Patent Owner U.S. Well Services, LLC ("Patent Owner") respectfully files a notice of intent to designate Richard H. Quarles as a provisionally recognized PTAB attorney eligible for automatic *pro hac vice* admission as backup counsel in this proceeding. The facts, supported by the attached Declaration of Richard H. Quarles in Support of Notice of Intent to Designate a Provisionally Recognized PTAB attorney as Back Up Counsel ("Quarles Decl."), establish Mr. Quarles is a provisionally recognized PTAB attorney eligible for automatic *pro hac vice* admission in this proceeding.

I. STATEMENT OF FACTS

Lead counsel for Patent Owner, Brian Ferguson, is a registered practitioner (Reg. No. 36,801) and experienced in *inter partes* proceedings in the USPTO. Mr. Ferguson represents Patent Owner in connection with the pending district court action captioned:

- *U.S. Well Services, LLC, et al. v. Liberty Energy, Inc., et al.*, No. 4:24-CV-00839 (SDTX)

Mr. Quarles has experience in numerous patent infringement litigation matters in the federal court system. Mr. Quarles has experience in a trial. Mr. Quarles has gained experience conducting technical infringement and validity analysis, working with technical experts to prepare reports on infringement and validity issues, preparing for depositions of technical experts and fact witnesses,

briefing claim construction issues, preparing for Markman hearings, drafting dispositive motions on a range of technical issues, and representing clients in patent litigation trials and hearings before district court.

Mr. Quarles has a B.S. in electrical engineering and an established familiarity with the subject matter at issue in this proceeding. Patent Owner wishes to continue using Mr. Quarles as counsel in this proceeding and has executed a Power of Attorney designating Mr. Quarles as backup counsel.

Mr. Quarles is a member in good standing of the Bars of the State of North Carolina, New York, and Oregon. (Quarles Decl. at ¶ 4.)

He has never been suspended or disbarred from practice before any court or administrative body. (*Id*. at ¶ 5.) He has never had an application for admission to practice before any court or administrated body denied. (*Id*.) Nor has any court or administrative body imposed sanctions or contempt citations against him. (*Id*.)

Mr. Quarles 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. (*Id.* at ¶ 6.) He attests to satisfying all requirements set forth by the Board for *pro hac vice* recognition of a provisionally recognized PTAB attorney. (*Id.* at ¶ 1.) He also acknowledges and agrees to be subject to the USPTO Code of Professional Responsibility set forth in 37 C.F.R. §§ 11.101 et seq., and to disciplinary jurisdiction under 37 C.F.R. §11.19(a). (*Id.* at ¶ 6.)

Mr. Quarles has previously applied to appear *pro hac vice* before the Office and has previously been recognized *pro hac vice* in a Board proceeding in IPR2025-00139. (*Id.* at ¶ 7.) He has also not been subsequently denied permission to appear pro hac vice in a Board proceeding. (*Id.*)

II. ANALYSIS

The facts contained in the Statement of Facts above and Mr. Quarles's Declaration establish that Mr. Quarles is a provisionally recognized PTAB attorney and eligible for automatic *pro hac vice* admission in this proceeding under 37 C.F.R. § 42.10 as backup counsel. Lead counsel Brian Ferguson is a registered practitioner and experienced in *inter partes* proceedings in the USPTO. Mr. Quarles is an experienced patent litigation attorney, and he has an established familiarity with the subject matter at issue in this proceeding.

III. CONCLUSION

For the foregoing reasons, Patent Owner respectfully files a notice of intent to designate Richard H. Quarles as a provisionally recognized PTAB attorney eligible for automatic *pro hac vice* admission in this proceeding.

Patent Owner's Mandatory Notices identify Mr. Quarles as backup counsel.

Dated: August 1, 2025 Respectfully submitted,

/ Brian E. Ferguson/
Brian E. Ferguson (lead counsel)
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Lead Counsel for Patent Owner

CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of August, 2025, I caused to be served a true and correct copy of the foregoing "Patent Owner's Notice Of Intent To Designate Richard H. Quarles As A Provisionally Recognized PTAB Attorney Eligible For Automatic *Pro Hac Vice* Admission As Back Up Counsel," by electronic mail on counsel of record for Petitioners as follows:

Chad C. Walters (chad.walters@bakerbotts.com)
Jacob McDonald (Jacob.mcdonald@bakerbotts.com)
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Dated: August 1, 2025

Respectfully Submitted,

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