

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICRON TECHNOLOGY, INC.,
Petitioner,

v.

YANGTZE MEMORY TECHNOLOGIES COMPANY, LTD.,
Patent Owner.

IPR2025-00034
Patent 10,879,254 B2

Before JO-ANNE M. KOKOSKI, KIMBERLY McGRAW, and
MICHAEL T. CYGAN, *Administrative Patent Judges*.

CYGAN, *Administrative Patent Judge*.

ORDER
*Conditionally Granting Petitioner's Motion for
Admission Pro Hac Vice of
Jingyuan Luo
37 C.F.R. § 42.10*

On July 28, 2025, Petitioner, Micron Technology, Inc. (“Petitioner”), filed a Motion requesting admission *pro hac vice* of Jingyuan Luo in this proceeding. Paper 30 (“Motion”). The Motion relies on a Declaration from Ms. Luo. Ex. 1046. Patent Owner has not opposed the motion.

Petitioner has filed a Mandatory Notice, identifying Ms. Luo as back-up counsel, as required by 37 C.F.R. § 42.8(b)(3). Paper 29. However, Petitioner has not submitted a Power of Attorney for Ms. Luo in accordance with 37 C.F.R. § 42.10(b). In view thereof, and for the reasons provided below, Petitioner’s Motion is *conditionally granted*, and is to be effective after Petitioner files the aforementioned Power of Attorney.

In accordance with 37 C.F.R. § 42.10(c), we may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause. In authorizing a motion for admission *pro hac vice*, 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*, Case IPR2013-00639, Paper 7 (PTAB Oct. 15, 2013) (setting forth the requirements for admission *pro hac vice*).

Based on the facts set forth in the Motion and the accompanying Declaration, we conclude that Ms. Luo has sufficient legal and technical qualifications to represent Petitioner in this proceeding, that Ms. Luo has demonstrated sufficient litigation experience and familiarity with the subject matter of this proceeding, and that Ms. Luo meets all other requirements for admission *pro hac vice*. *See* Ex. 1046 ¶¶ 1–10. Accordingly, Petitioner has established good cause for admission *pro hac vice* of Ms. Luo. Ms. Luo will

be permitted to appear *pro hac vice* as back-up counsel only. *See* 37 C.F.R. § 42.10(c).

Accordingly, it is

ORDERED that Petitioner's Motion (Paper 30) for admission *pro hac vice* of Jingyuan Luo in the above-identified proceeding is *conditionally granted*, provided that within ten (10) business days of the date of this order, Petitioner submits a Power of Attorney for Ms. Luo in accordance with 37 C.F.R. § 42.10(b) in this proceeding;

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

FURTHER ORDERED that Ms. Luo is authorized to act only as back-up counsel in this proceeding;

FURTHER ORDERED that Ms. Luo be familiar with the 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 Ms. Luo be 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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