

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE LLC and MOTOROLA MOBILITY LLC,
Petitioner,

v.

MULTIFOLD INTERNATIONAL INCORPORATED PTE. LTD.,
Patent Owner.

IPR2025-00058
Patent 9,158,494 B2

Before KRISTEN L. DROESCH, HYUN J. JUNG, and
ARTHUR M. PESLAK, *Administrative Patent Judges*.

PESLAK, *Administrative Patent Judge*.

ORDER
Conditionally Granting Patent Owner's Motion for
Pro Hac Vice Admission of Robert S. Pickens
37 C.F.R. § 42.10(c)

Patent Owner filed a motion requesting *pro hac vice* admission of Robert S. Pickens. Paper 23 (“Motion”). Patent Owner also submitted a Declaration from Mr. Pickens in support of the Motion. Ex. 2088 (“Declaration”). Patent Owner indicates Petitioner does not oppose the Motion. Motion 1. For the reasons provided below, the Motion is *conditionally granted*.

In accordance with 37 C.F.R. § 42.10(c)(1), 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 (PTAB Oct. 15, 2013) (Paper 7) (representative “Order – Authorizing Motion for *Pro Hac Vice* Admission”); *see also* Paper 6, 2 (requiring motions for *pro hac vice* admission be filed in accordance with *Unified Patents*).

Based on the facts set forth in the Motion and the accompanying Declaration, we conclude that Mr. Pickens has sufficient litigation experience and legal familiarity with the subject matter of this proceeding. Accordingly, Patent Owner has established good cause for *pro hac vice* admission of Mr. Pickens.

Upon review of the record, however, we note that a power of attorney in accordance with 37 C.F.R. § 42.10(b) has not been filed for Mr. Pickens.

Based on the foregoing, Patent Owner's Motion is *conditionally granted*, effective upon Patent Owner filing a power of attorney for Mr. Pickens.

Further, Patent Owner has not filed updated mandatory notices identifying Mr. Pickens as back-up counsel. Patent Owner must file updated mandatory notices identifying Mr. Pickens as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3).

In consideration of the foregoing, it is hereby

ORDERED that Patent Owner's Motion for *pro hac vice* admission of Robert S. Pickens is *conditionally granted*, effective upon Patent Owner filing a power of attorney for Mr. Pickens in accordance with 37 C.F.R. § 42.10(b);

FURTHER ORDERED that Patent Owner must file a power of attorney and updated mandatory notices identifying Mr. Pickens as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3) no later than 10 days after the entry of this Order;

FURTHER ORDERED that Patent Owner is to continue to have a registered practitioner represent it as lead counsel for this proceeding;

FURTHER ORDERED that Mr. Pickens is authorized to represent Patent Owner as back-up counsel only in this proceeding;

FURTHER ORDERED that Mr. Pickens be familiar with the Patent Trial and Appeal Board Consolidated Trial Practice Guide (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

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FURTHER ORDERED that Mr. Pickens 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.*

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