

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.

IPR2025-00139
U.S. Patent No. 11,208,878 B2

**PATENT OWNER'S UNOPPOSED MOTION FOR PRO HAC VICE
ADMISSION OF RICHARD QUARLES UNDER 37 C.F.R. § 42.10**

EXHIBIT LIST

No.	Exhibit Description
2001	U.S. Patent No. 9,945,365 to Hernandez et al.
2002	Grizzly EnviroFrac website, (https://grizzlyservice.com/envirofrac/) (last accessed March 11, 2025)
2003	Patent Case Scheduling Order, <i>U.S. Well Services, LLC, et al v. Liberty Energy, Inc.</i> , et al, 4:24-cv-00839-KPE (S.D. Tex.), ECF No. 30.
2004	Petitioner's Invalidation Contentions Cover Pleading, <i>U.S. Well Services, LLC, et al v. Liberty Energy, Inc.</i> , et al, 4:24-cv-00839-KPE (S.D. Tex.).
2005	USPTO Announcement Rescinding Memorandum Addressing Discretionary Denial Procedures and Accompanying Memorandum
2006	Order Denying Stay, <i>U.S. Well Services, LLC, et al v. Liberty Energy, Inc.</i> , et al, 4:24-cv-00839-KPE (S.D. Tex.), ECF No. 104.
2007	Joint Motion to Amend Patent case Scheduling Order, <i>U.S. Well Services, LLC, et al v. Liberty Energy, Inc.</i> , et al, 4:24-cv-00839-KPE (S.D. Tex.), ECF No. 106.
2008	Amended Patent Case Scheduling Order, <i>U.S. Well Services, LLC, et al v. Liberty Energy, Inc.</i> , et al, 4:24-cv-00839-KPE (S.D. Tex.), ECF No. 107.
2009	Declaration of Richard Quarles in Support of Petitioner's Unopposed Motion for <i>Pro Hac Vice</i> Admission

Pursuant to 37 C.F.R. § 42.10 and the authorization provided by the United States Patent and Trademark Office’s Patent Trial and Appeal Board (“Board”) in Paper Number 5, dated December 16, 2024 (“the Notice”), U.S. Well Services, LLC, (“Patent Owner”), submits this motion for Richard Quarles to appear *pro hac vice*. Patent Owner has conferred with Petitioners regarding this Motion, and Petitioners have confirmed that they will not oppose this motion.

Patent Owner respectfully requests that the Board recognize Mr. Quarles as counsel *pro hac vice* during this proceeding and demonstrates good cause for doing so as shown below.

I. STATEMENT OF FACTS

A. Richard Quarles

Pursuant to the Notice, the following statement of facts shows that good cause exists for the Board to recognize Mr. Quarles *pro hac vice*.

Lead counsel for Petitioner, Brian E. Ferguson, is a registered practitioner (Reg. No. 36,801).

Mr. Quarles is a litigation attorney who has been involved in multiple patent infringement cases in federal district courts. Ex. 2009 ¶ 8. He has experience in various aspects of patent infringement matters and has participated in multiple patent cases in federal courts, including trial. *Id.*

Mr. Quarles is a member in good standing of the Bars of the State of New

York, North Carolina, and Oregon. *Id.* ¶ 1.

Mr. Quarles has never been suspended or disbarred from practice, has never had any application for admission to practice denied, and has never had any sanctions or contempt citations imposed against him. *Id.* at ¶ 2-4.

Mr. Quarles has obtained substantial familiarity with the involved patent, the prior art, and various issues raised in this proceeding. *Id.* ¶ 8. Moreover Mr. Quarles has reviewed the involved patent, the Petition, the prior art, and all other cited materials. Given his extensive patent litigation experience and his familiarity with the instant Petition, the cited materials, and the patented technology, Mr. Quarles has established familiarity with the subject matter at issue in this proceeding. *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. and he agrees to be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 et seq., and to disciplinary jurisdiction under 37 C.F.R. §11.19(a). *Id.* ¶¶ 5-6.

Mr. Quarles is concurrently applying to appear *pro hac vice* in related Case Nos. IPR2024-001274, IPR2025-00778, and IPR2025-00661. Ex. 2009 ¶ 7.

Given Mr. Quarles's familiarity with the subject matter at issue in this proceeding, Petitioner respectfully submits that it has shown good cause for the Board to recognize Mr. Quarles as counsel *pro hac vice* during this proceeding.

This Motion is accompanied by the Declaration of Mr. Quarles. Ex. 2009.

Dated: May 30, 2025

Respectfully Submitted,

By: /s/ Brian E. Ferguson

Brian E. Ferguson (Reg. # 36,801)

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CERTIFICATE OF SERVICE

In accordance with 37 C.F.R. § 42.6(e), the undersigned certifies that on May 30, 2025, a complete and entire copy of this PATENT OWNER'S UNOPPOSED MOTION FOR PRO HAC VICE ADMISSION OF RICHARD QUARLES UNDER 37 C.F.R. § 42.10 were served on Petitioners via email to counsel for the Petitioners at the following addresses:

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