

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CSPC MEGALITH BIOPHARMACEUTICAL CO., LTD.,
Petitioner,

v.

SHANGHAI MIRACOGEN INC,
Patent Owner.

Case No. IPR2025-00685

Patent No. 10,792,370

**PETITIONER'S MOTION FOR ADMISSION *PRO HAC VICE*
OF HOWARD S. SUH**

Pursuant to 37 C.F.R. § 42.10 and the Board’s authorization to file motions for *pro hac vice* admission in Inter Partes Review Case No. IPR2025-00685, (see Paper 5 at 3), CSPC Megalith Biopharmaceuticals Co., Ltd. (“Petitioner”), request that the Board admit Howard S. Suh *pro hac vice* in this proceeding.

The Board may recognize counsel *pro hac vice* during a proceeding on a showing of good cause. “[W]here lead counsel is a registered practitioner, a motion to appear *pro hac vice* may be granted upon a showing that counsel is an experienced litigation attorney and has an established familiarity with the subject matter at issue in the proceeding.” 37 C.F.R. § 42.10(c).

Here, lead counsel Lukas D. Toft is a registered practitioner (Reg. No. 75,311), and first backup Joe Chen is also a registered practitioner (Reg. No. 70,066). Both Mr. Toft and Mr. Chen practice in the same firm as Mr. Suh. Mr. Suh has years of patent litigation experience, and he is substantially familiar with the subject matter at issue in this proceeding. Accompanying this motion is the Declaration of Howard S. Suh, where Mr. Suh attests to his experience and familiarity. *See generally* Suh Decl. (Ex. 1104). Specifically, Mr. Suh attests that:

- He has been practicing intellectual property litigation for over 25 years, and specifically patent litigation for more than 20 years.
- He has been counsel on over 30 patent litigation cases.

- Howard Suh has been admitted to the Board previously by pro hac vice in at least the following proceedings: (1) *RiceTec v. BASF SE*, PGR2021-00113 and PGR 2021-00113; and (2) *bluebird v. Sloan Kettering Institute and San Rocco Therapeutics*, IPR2023-00070 and IPR2023-00074.

Good cause exists because (1) the Parties anticipate numerous calls with the Board in which Mr. Suh may have insight to provide or argument to assert, (2) the Parties have multiple depositions to take across the country, some of which may need two days to take, and (3) Petitioner anticipates additional discovery or motion practice that would necessitate Mr. Suh's involvement. Mr. Suh's involvement in these proceedings ensures the full team representing Petitioner can appear before the Board. Additionally, this motion and Mr. Suh's declaration meet the other requirements for *pro hac vice* admission in this matter. Moreover, Petitioner have indicated that it will not oppose this motion. Accordingly, these facts establish good cause to recognize Mr. Suh in this proceeding. Thus, Petitioner request that the Board admit Mr. Suh *pro hac vice* in this proceeding.

Case No. IPR2025-00685

Patent No. 10,792,370

Dated: November 24, 2025

By: /s/ Lukas D. Toft

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**Attorneys for CSPC Megalith
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CERTIFICATE OF SERVICE

Pursuant to 37 CFR § 42.6(e), the undersigned hereby certifies that on November 24, 2025, the foregoing CSPC Megalith Biopharmaceuticals Co. Ltd., Motion for Admission *Pro Hac Vice* of Howard S. Suh, was served via e-mail, as authorized by the Petitioner, at the following email correspondence address of record:

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Dated: November 24, 2025

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