

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ALPINESTARS S.p.A. AND ALPINESTARS USA INC.

Petitioners,

v.

DAINESE S.p.A.,
Patent Owner.

Case IPR2025-00750
U.S. Patent No. 12,012,065

**PATENT OWNER'S NOTICE OF INTENT
TO DESIGNATE PROVISIONALLY RECOGNIZED
PTAB ATTORNEY AS BACKUP COUNSEL**

Pursuant to 37 C.F.R. § 42.10(c)(2), Patent Owner Dainese S.p.A. hereby files this paper in support of its intent to designate Victoria Q. Smith, a provisionally recognized PTAB attorney, as back-up counsel in this proceeding.

I. FULFILLMENT OF REQUIREMENTS UNDER 37 C.F.R. § 42.10(C)(2)

- a. Registered practitioner Frank L. Bernstein, Reg. No. 31,484, will serve as lead counsel;
- b. The most recent proceedings in which Victoria Q. Smith was recognized *pro hac vice* are IPR2018-01749 and IPR2018-01755.
- c. The Declaration of Victoria Q. Smith accompanies this Notice of Intent to Designate. The Declaration contains the following attestations:
 - i. Membership in good standing of the State Bars of California and Texas;
 - ii. No suspensions or disbarments from practice before any court or administrative body;
 - iii. No application for admission to practice before any court or administrative body ever denied;
 - iv. No sanctions or contempt citations ever imposed by any court or administrative body;
 - v. Compliance with the Office Trial Practice Guide and the Board's Rules of Practice for Trials set forth in 37 CFR part 42;

- vi. Agreement to be subject to the USPTO Rules of Professional Conduct set forth in 37 CFR 11.101 *et seq.* and disciplinary jurisdiction under 37 CFR 11.19(a);
- vii. No application *pro hac vice* in any proceedings before the Office in the last three years; the above-mentioned proceedings were the most recent;
- viii. Familiarity with the subject matter at issue in this proceeding.

Date: July 17, 2025

Respectfully submitted,

By: /Frank L. Bernstein/
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Counsel for Patent Owner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that, pursuant to 37 C.F.R. § 42.6(e), a copy of the foregoing **PATENT OWNER'S NOTICE OF INTENT TO DESIGNATE PROVISIONALLY RECOGNIZED PTAB ATTORNEY AS BACKUP COUNSEL** is being served by filing this document through the Patent Trial and Appeal Case Tracking System (P-TACTS) as well as delivering a copy via electronic mail upon the following attorneys of record for Petitioners:

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Date: July 17, 2025

Respectfully submitted,

By: /Frank L. Bernstein/
Frank L. Bernstein

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