

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AMERICAN AIRLINES, INC. and SOUTHWEST AIRLINES CO.,
Petitioner,

v.

INTELLECTUAL VENTURES II LLC,
Patent Owner.

IPR2025-00782
Patent 7,324,469 B2

Before KEN B. BARRETT, GEORGIANNA W. BRADEN, and
DANIEL J. GALLIGAN, *Administrative Patent Judges*.

BARRETT, *Administrative Patent Judge*.

DECISION
Granting Petitioner's Motion for
Admission *Pro Hac Vice* of Kenneth M. Scott
37 C.F.R. § 42.10

On June 25, 2025, Petitioner filed a motion for admission *pro hac vice* of Mr. Kenneth M. Scott in the above-captioned proceeding. Paper 6. The Motion was accompanied by a Declaration from Mr. Scott (Ex. 1015). Mandatory Notices and a Power of Attorney listing Mr. Scott were filed. Papers 1, 2.

Pursuant to 37 C.F.R. § 42.10(c), 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 its notice authorizing motions for *pro hac vice* admission, the Board requires 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 this proceeding. See Paper 5, 3.

Based on the facts set forth in the Motion and the accompanying Declaration, we conclude that Mr. Scott has sufficient legal qualifications to represent Petitioner in this proceeding, that he has demonstrated sufficient familiarity with the subject matter of this proceeding, and that he meets all other requirements for admission *pro hac vice*. Accordingly, Petitioner has established good cause for *pro hac vice* admission of Mr. Scott, who will be permitted to serve only as back-up counsel. See 37 C.F.R. § 42.10(c).

ORDER

It is:

ORDERED that Petitioner's motion for *pro hac vice* admission of Kenneth M. Scott is *granted*, and Mr. Scott is authorized to represent Petitioner only as back-up counsel in this proceeding;

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

FURTHER ORDERED that Mr. Scott is to comply with the Patent Trial and Appeal Board's Consolidated Trial Practice Guide¹ (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 Mr. Scott is subject to the USPTO's disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and the USPTO's Rules of Professional Conduct set forth at 37 C.F.R. §§ 11.101–11.901.

¹ Available at <https://www.uspto.gov/TrialPracticeGuideConsolidated>.

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