

*Inter Partes* Review of U. S. Patent No. 7,531,709

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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PEROXYCHEM LLC  
Petitioner,

v.

INNOVATIVE ENVIRONMENTAL TECHNOLOGIES, INC.  
Patent Owner.

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Case IPR2016-00241  
Patent 7,531,709

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**PATENT OWNER'S MOTION FOR ADMISSION *PRO HAC VICE* OF  
GAVIN P. LENTZ UNDER 37 C.F.R. § 42.10(c)**

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## **EXHIBIT LIST**

IET 2002	Declaration of Gavin P. Lentz
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## **MOTION**

### **1. Introduction and Statement of Relief Requested**

Pursuant to 37 C.F.R. § 42.10(c) and with the Board's authorization (Paper 5, dated December 10, 2015, Patent Owner Innovative Environmental Technologies, Inc. ("Patent Owner" or "IET")), by and through its attorneys, respectfully requests admission *pro hac vice* of Gavin P. Lentz in this proceeding.

### **2. Statement of Facts**

a. Lead counsel, Douglas J. Ryder, is a registered practitioner (Reg. No. 43,073), and backup counsel, Joseph M. Konieczny, Sr., is also a registered practitioner (Reg. No. 35,806). This Motion is accompanied by the declaration of Gavin P. Lentz (Ex. IET 2002), the individual seeking to appear in this proceeding.

b. Gavin P. Lentz is an experienced litigating attorney and has established familiarity with the subject matter at issue in this proceeding. Mr. Lentz has been a litigating attorney for more than twenty years, his work including litigation of intellectual property disputes and infringement claims and patent litigation. Mr. Lentz has familiarity with the subject matter at issue in this proceeding based on his work as counsel for the Patent Owner in the following pending district court cases: *Innovative Environmental Technologies, Inc. et al. v.*

*PeroxyChem LLC*, Case No. 2:15-cv-03145-JP (E.D.P.A. Jun. 5, 2015), and related litigation, *PeroxyChem*,

*LLC v. Innovative Environmental Technologies, Inc. et al.*, Case No. 2:14-cv-06446-JP (E.D.P.A. Nov. 7, 2014).

c. Mr. Lentz is a member in good standing of the bars of the Commonwealth of Pennsylvania and the State of New Jersey. Mr. Lentz has also been admitted to practice before the United States Supreme Court, Federal Circuit Court of Appeals, United States Circuit Court of Appeals for the Third Circuit, and various district courts. He has no suspensions or disbarments from practice before any court or administrative body. He has no application for admission to practice before any court or administrative body that has ever been denied. Mr. Lentz has never had any sanctions or contempt citations imposed on him by any court or administrative body.

d. Mr. Lentz has read and will comply with the Office's Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in part 42 of the Code of Federal Regulations.

e. Mr. Lentz agrees to be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et. seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

f. Mr. Lentz has not applied to appear *pro hac vice* in any other proceedings before the Office in the last three years.

g. In his accompanying declaration, Mr. Lentz attested to each of the listed items as required by 37 C.F.R. § 42.10(c).

h. This Motion is filed more than twenty-one days after the service of the Petition, and after the Board granted permission for the filing of motions for admission *pro hac vice* (Paper 5, dated December 10, 2015).

### **3. Reasons for Relief**

In accordance with 37 C.F.R. § 42.10(c), the Board may permit counsel to appear *pro hac vice* during a proceeding upon a showing of good cause, subject to the condition that lead counsel be a registered practitioner and to any other conditions the Board may impose. Section 42.10(c) mandates that, “where 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.” The facts contained in the Statement of Facts above and in the accompanying declaration of Gavin P. Lentz establish good cause for the Board to recognize Gavin P. Lentz to appear *pro hac vice* in this proceeding.

Lead and backup counsel are registered practitioners. Mr. Lentz is an experienced litigating attorney and a member in good standing of the bars of the

Commonwealth of Pennsylvania and the State of New Jersey. Mr. Lentz also has an established familiarity with the facts at issue in this proceeding based on other representation of the Patent Owner in related litigation matters. In his accompanying declaration, Mr. Lentz attested to each of the listed items as required by 37 C.F.R. § 42.10(c). This Motion is filed more than twenty-one days after the service of the Petition, and after the Board granted permission for the filing of motions for admission *pro hac vice*.

#### **4. Conclusion**

For the foregoing reasons, Patent Owner respectfully requests that the Board admit Gavin P. Lentz *pro hac vice* in this proceeding.

Respectfully submitted,

Ryder, Lu, Mazzeo & Konieczny LLC

Date: January 7, 2016

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## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Patent Owner's Motion for Admission *Pro Hac Vice* of Gavin P. Lentz was served via Express Mail on the date set forth below to the following:

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