

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ACTIVISION BLIZZARD, INC.,
ELECTRONIC ARTS INC.,
TAKE-TWO INTERACTIVE SOFTWARE, INC.,
2K SPORTS, INC., and
ROCKSTAR GAMES, INC.,
Petitioner,

v.

ACCELERATION BAY, LLC,
Patent Owner.

Case IPR2016-00724 (Patent 6,920,497 B1)¹
Case IPR2016-00747 (Patent 6,732,147 B1)

Before SALLY C. MEDLEY, LYNNE E. PETTIGREW, and
WILLIAM M. FINK, *Administrative Patent Judges*.

FINK, *Administrative Patent Judge*.

¹ This Order applies to each of the listed cases. We exercise our discretion to issue one Order to be entered in each case. The parties, however, are not authorized to use this caption for any subsequent papers.

ORDER

Granting Petitioner's Motion for Admission *Pro Hac Vice* —
Kathleen B. Barry
37 C.F.R. § 42.10

Activision Blizzard, Inc., Electronic Arts Inc., Take-Two Interactive Software, Inc., 2K Sports, Inc., and Rockstar Games, Inc. (collectively, "Petitioner") filed a Motion for Admission *Pro Hac Vice* of Kathleen B. Barry, accompanied by a declaration of Kathleen B. Barry, in each of the above-identified proceedings. Case IPR2016-00724, Paper 16, Ex. 1018; Case IPR2016-00747, Paper 17, Ex. 1104. Patent Owner, Acceleration Bay, LLC, has not filed an opposition to the Motion.

Pursuant to 37 C.F.R. § 42.10(c), we 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 authorizing motions for *pro hac vice*, we require the moving party to provide a statement of facts showing there is good cause for us to recognize counsel *pro hac vice*, and an affidavit or declaration of the individual seeking to appear in the proceeding.

Upon review of Petitioner's Motion and supporting evidence, we determine that Petitioner has demonstrated that Kathleen B. Barry has sufficient legal and technical qualifications to represent Petitioner in the above-identified proceedings. We also recognize that there is a need for Petitioner to have her involved in these proceedings.

Accordingly, Petitioner has established that there is good cause for admitting Kathleen B. Barry.

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It is

ORDERED that Petitioner's Motion for *Pro Hac Vice* Admission of Kathleen B. Barry is granted; Ms. Barry is authorized to represent Petitioner as back-up counsel in the above-identified proceedings;

FURTHER ORDERED that Petitioner is to continue to have a registered practitioner represent it as lead counsel for the proceedings;

FURTHER ORDERED that Kathleen B. Barry is to comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials, as set forth in Part 42 of Title 37, Code of Federal Regulations, and to be subject to the Office's disciplinary jurisdiction under 37 C.F.R.

§ 11.19(a), and the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et. seq.*

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