

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

3M COMPANY, MERCK & CO., INC. and
MERCK SHARP & DOHME CORP.,
Petitioner,

v.

APTAR FRANCE S.A.S.,
Patent Owner.

Cases¹

IPR2018-01054 (Patent No. 8,936,177 B2)
IPR2018-01055 (Patent No. 9,370,631 B2)

Before HYUN J. JUNG, SCOTT A. DANIELS, and
RICHARD H. MARSCHALL, *Administrative Patent Judges*.

JUNG, *Administrative Patent Judge*.

ORDER

Granting Patent Owner's Motions for
Admission *Pro Hac Vice* of Benjamin G. Murray
37 C.F.R. § 42.10(c)

¹ This order addresses issues that are the same in all identified proceedings. We exercise our discretion to issue one order to be filed in each proceeding. The parties are not authorized to use this style heading in subsequent papers.

IPR2018-01054 (Patent No. 8,936,177)

IPR2018-01055 (Patent No. 9,370,631)

Patent Owner submitted a motion in each of the above-identified proceedings for admission *pro hac vice* of Benjamin G. Murray (collectively, “Motions”). Paper 22.² The Motions are supported by Declarations of Mr. Murray. Ex. 2014. Petitioner has not opposed the Motions.

The Board has reviewed the submissions and determined that the requirements of 37 C.F.R. § 42.10 have been met and there is good cause to admit Mr. Murray *pro hac vice*.

It is, therefore,

ORDERED that Patent Owner’s Motions for admission *pro hac vice* of Benjamin G. Murray are *granted*;

FURTHER ORDERED that Patent Owner must file updated mandatory notices identifying Mr. Murray as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3);

FURTHER ORDERED that Patent Owner must file, within ten (10) days, a Power of Attorney for Mr. Murray in accordance with 37 C.F.R. § 42.10(b);

FURTHER ORDERED that Mr. Murray is authorized to represent Patent Owner as back-up counsel only in the above-identified proceedings;

FURTHER ORDERED that Patent Owner is to continue to have a registered practitioner represent it as lead counsel for the above-identified proceedings;

FURTHER ORDERED that Mr. Murray shall comply with the Office Patent Trial Practice Guide, as updated by the August 2018 Update, 83

² Paper and exhibit numbers refer to Case IPR2018-01054. A corresponding motion and declaration were filed in IPR2018-01055.

IPR2018-01054 (Patent No. 8,936,177)

IPR2018-01055 (Patent No. 9,370,631)

Federal Register 39,989 (Aug. 13, 2018), 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. Murray shall be subject to the Office's disciplinary jurisdiction under 37 C.F.R. § 11.19(a) and the Office's Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101–11.901.

PETITIONER:

Steven D. Maslowski

Rubén H. Muñoz

Jason Weil

Caitlin Olwell

AKIN GUMP STRAUSS HAUER & FELD LLP

smaslowski@akingump.com

munoz@akingump.com

jweil@akingump.com

colwell@akingump.com

Gregory A. Morris, Ph.D.

HONIGMAN MILLER SCHWARTZ AND COHN LLP

gmorris@honigman.com

PATENT OWNER:

Ashley N. Moore

McKOOL SMITH P.C.

amoore@mckoolsmith.com