

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

10X GENOMICS, INC.,
Petitioner,

v.

BIO-RAD LABORATORIES, INC.,
Patent Owner.

IPR2020-00086, IPR2020-00087 (Patent 9,562,837 B2)
IPR2020-00088, IPR2020-00089 (Patent 9,896,722 B2)¹

Before CHRISTOPHER M. KAISER, KIMBERLY McGRAW, and
ELIZABETH M. ROESEL, *Administrative Patent Judges*.

ROESEL, *Administrative Patent Judge*.

ORDER
Granting Patent Owner's Unopposed Motion for *Pro Hac Vice* Admission of
James Baker
37 C.F.R. § 42.10

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

DISCUSSION

Patent Owner filed a motion for *pro hac vice* admission of Mr. James Baker. Paper 21.² The motion was accompanied by a declaration from Mr. Baker. Ex. 2015. The motion states that Petitioner does not oppose this motion. Paper 21, 1.

Having reviewed the motion and declaration, we conclude that Mr. Baker has sufficient qualifications to represent Patent Owner in this proceeding and that Patent Owner has shown good cause for *pro hac vice* admission of Mr. Baker. *See Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639, Paper 7 (PTAB Oct. 15, 2013) (Order Authorizing Motion for *Pro Hac Vice* Admission) (setting forth the requirements for *pro hac vice* admission). Mr. Baker will be permitted to appear *pro hac vice* in this proceeding as back-up counsel only. *See* 37 C.F.R. § 42.10(c).

We note that Patent Owner has not filed a power of attorney for Mr. Baker. Additionally, Patent Owner's Mandatory Notices do not identify Mr. Baker. *See* Paper 6. Accordingly, Patent Owner must submit a power of attorney for Mr. Baker in accordance with 37 C.F.R. § 42.10(b), and must update its Mandatory Notices as required by 37 C.F.R. § 42.8(b)(3).

ORDER

It is:

ORDERED that Patent Owner's Unopposed Motion for *Pro Hac Vice* Admission of James Baker is *granted*, and Mr. Baker is authorized to represent Patent Owner only as back-up counsel in this proceeding;

² Unless indicated otherwise, we refer to the papers and exhibits filed in IPR2020-00086. Similar papers and exhibits were filed in IPR2020-00087, IPR2020-00088, and IPR2020-00089.

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FURTHER ORDERED that, within ten (10) business days of the date of this Order, Patent Owner must submit a Power of Attorney for Mr. Baker in this proceeding in accordance with 37 C.F.R. § 42.10(b);

FURTHER ORDERED that Patent Owner shall file updated Mandatory Notices identifying Mr. Baker as back-up counsel in this proceeding in accordance with 37 C.F.R. § 42.8(b)(3);

FURTHER ORDERED that Patent Owner is to continue to have a registered practitioner represent it as lead counsel in this proceeding;

FURTHER ORDERED that Mr. Baker is to comply with the Office Patent Trial Practice Guide, 84 Fed. Reg. 64,280 (Nov. 21, 2019), *available at* <https://www.uspto.gov/TrialPracticeGuideConsolidated>, 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. Baker is 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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