

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FREE STREAM MEDIA CORP.
D/B/A SAMBA TV,
Petitioner,

v.

GRACENOTE, INC.,
Patent Owner.

IPR2020-00216 (Patent 9,066,114 B2)
IPR2020-00217 (Patent 9,407,962 B2)
IPR2020-00218 (Patent 9,479,831 B2)¹

Before MICHELLE N. ANKENBRAND, GARTH D. BAER, and
AARON W. MOORE, *Administrative Patent Judges*.

ANKENBRAND, *Administrative Patent Judge*.

ORDER
Granting Patent Owner's Motions to
Withdraw and Substitute Counsel
37 C.F.R. § 42.10(e)

¹ This Order applies to each of the above-listed proceedings. We exercise our discretion to issue one Order to be filed in each proceeding. Unless otherwise authorized, the parties shall not use this heading style in any subsequent papers.

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I. INTRODUCTION

Pursuant to 37 C.F.R. § 42.10(e) and the Board’s prior authorization, Patent Owner filed a Motion to Withdraw and Substitute Counsel in each of the above-listed proceedings (collectively, “Motions”). Paper. 8.² Patent Owner states that Petitioner does not oppose the Motions. *Id.* at 2. For the following reasons, the Motions are *granted*.

II. DISCUSSION

The Motions request withdrawal of lead counsel Steven Yovits and back-up counsel Mark J. Scott. *Id.* at 2. The Motions also request substitution of Jennifer C. Bailey, a registered practitioner, as lead counsel and further request substitution of Robin A. Snader, Jason R. Mudd, and Megan J. Redmond as back-up counsel. *Id.* Further, the Motions state that “Patent Owner seeks to substitute new counsel for representation” in the proceedings. *Id.* Having reviewed the Motions, we determine that good cause exists for granting Patent Owner’s Motions in regards to Ms. Bailey, Mr. Snader, and Mr. Mudd. Ms. Redmond, however, is not a registered practitioner and will only be admitted after Patent Owner files a motion for admission *pro hac vice*, which we authorize.

We note that Patent Owner has filed updated Mandatory Notices identifying Ms. Bailey as lead counsel and Mr. Snader, Mr. Mudd, and Ms. Redmond as back-up counsel. Paper 9, 2–3. We further note that Patent Owner has filed a Power of Attorney for the attorneys associated with

² All citations are to the Motion and papers in IPR2020-00216 unless otherwise noted. Patent Owner filed substantively similar motions and papers in IPR2020-00217 (Paper 8) and IPR2020-00218 (Paper 8).

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customer number 118925, which includes Ms. Bailey, Mr. Snader, and Mr. Mudd, but does not include Ms. Redmond. Paper 7, 1.

III. ORDER

In consideration of the foregoing, it is hereby:

ORDERED that Patent Owner's Motions to Withdraw Counsel are *granted*;

FURTHER ORDERED that Steven Yovits and Mark J. Scott are withdrawn as counsel from these proceedings;

FURTHER ORDERED that Patent Owner's Motions to substitute counsel are granted to the extent that Jennifer C. Bailey is substituted as lead counsel and Robin A. Snader and Jason R. Mudd are substituted as back-up counsel; and

FURTHER ORDERED that Patent Owner is authorized to file in each proceeding a motion for *pro hac vice* admission as back up counsel for Megan J. Redmond and an updated Power of Attorney in accordance with 37 C.F.R 42.10(b) including Megan J. Redmond.

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