

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTEL CORPORATION,
Petitioner,

v.

PACT XPP SCHWEIZ AG,
Patent Owner.

IPR2020-00539 Patent 9,552,047 B2
IPR2020-00541 Patent 9,075,605 B2¹

Before SALLY C. MEDLEY, SCOTT C. MOORE, and
CHRISTOPHER L. OGDEN, *Administrative Patent Judges*.

OGDEN, *Administrative Patent Judge*.

DECISION

Granting Petitioner's Motions for *Pro Hac Vice* Admission of
Brandon H. Brown, Kyle A. Calhoun, and Sarah Mikosz
37 C.F.R. § 42.10

¹ The parties are not authorized to use a multi-case caption.

DISCUSSION

On November 16, 2020, Intel Corporation (“Petitioner”) filed a motion for *pro hac vice* admission of Mr. Brandon H. Brown, Mr. Kyle A. Calhoun, and Ms. Sarah Mikosz, in the above-captioned proceedings. Paper 16.² The motion is accompanied by declarations³ from Mr. Brown (Ex. 1048), Ms. Mikosz (Ex. 1049), and Mr. Calhoun (Ex. 1050). Petitioner indicates that Patent Owner PACT XPP Schweiz AG does not oppose the motion. Paper 16, 1.

Having reviewed the motion and declarations, we conclude that Mr. Brown, Mr. Calhoun, and Ms. Mikosz have sufficient qualifications to represent Petitioner in each proceeding, and that Petitioner has shown good cause for *pro hac vice* admission of Mr. Brown, Mr. Calhoun, and Ms. Mikosz. *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. Brown, Mr. Calhoun, and Ms. Mikosz will be permitted to appear *pro hac vice* as back-up counsel only. *See* 37 C.F.R. § 42.10(c).

ORDER

It is

ORDERED that Petitioner’s motion for *pro hac vice* admission of Mr. Brandon H. Brown is *granted*, and Mr. Brown is authorized to represent Petitioner only as back-up counsel in each proceeding;

² The Motions are Paper 16 in each proceeding.

³ The Exhibits are numbered the same in each proceeding.

ORDERED that Petitioner's motion for *pro hac vice* admission of Mr. Kyle A. Calhoun is *granted*, and Mr. Calhoun is authorized to represent Petitioner only as back-up counsel in each proceeding;

ORDERED that Petitioner's motion for *pro hac vice* admission of Ms. Sarah Mikosz is *granted*, and Ms. Mikosz is authorized to represent Petitioner only as back-up counsel in each proceeding;

FURTHER ORDERED that Petitioner must continue to have a registered practitioner as lead counsel in each proceeding;

FURTHER ORDERED that Mr. Brown, Mr. Calhoun, and Ms. Mikosz must comply with the Patent Trial and Appeal Board's Consolidated Trial Practice Guide (November 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;

FURTHER ORDERED that Mr. Brown, Mr. Calhoun, and Ms. Mikosz are subject to the USPTO's disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and the USPTO's Rules of Professional Conduct set forth at 37 C.F.R. §§ 11.101–11.901;

FURTHER ORDERED that Petitioner must submit, within ten business days of the date of this order, a Power of Attorney for Mr. Brown, Mr. Calhoun, and Ms. Mikosz in accordance with 37 C.F.R. § 42.10(b) in each of the above-identified proceedings; and

FURTHER ORDERED that Petitioner must file an updated mandatory notice in each of the above-identified proceedings, according to 37 C.F.R. § 42.8(b)(3), providing updated information regarding back-up counsel.

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