

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

LKQ CORPORATION  
Petitioner

v.

Patent of CLEARLAMP, LLC  
Patent OWNER

---

Case IPR2013-00020  
Patent 7,297,364

---

Before SALLY C. MEDLEY, KEVIN F. TURNER, and  
JOSIAH C. COCKS, *Administrative Patent Judges*.

MEDLEY, *Administrative Patent Judge*.

**DECISION – LKQ Motion for  
*Pro Hac Vice Admission – 37 C.F.R. § 42.10***

LKQ Corporation (LKQ) filed a motion for *pro hac vice* admission of Heather Boice. (Paper 12). The motion is unopposed. The motion is GRANTED.

Pursuant to 37 C.F.R. § 42.10(c), the Board may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause. In authorizing LKQ's motion for *pro hac vice*, the Board required LKQ to provide a statement of facts showing there is good cause for the Board to recognize counsel *pro hac vice* and an affidavit or declaration of the individual seeking to appear in this proceeding. (Paper 7).

In its motion, LKQ states that there is good cause for the Board to recognize Ms. Boice *pro hac vice* during this proceeding, since Ms. Boice (1) is an experienced litigating attorney; (2) is counsel for LKQ in related litigation between LKQ and patent owner; (3) has previously represented LKQ in several other proceedings; and (4) has counseled LKQ on intellectual property issues related to its business for several years. Ms. Boice made a declaration attesting to, and sufficiently explaining, these four facts. The declaration additionally complies with the requirements set forth per Paper 7. (Ex. 1016).

Upon consideration, LKQ has sufficiently demonstrated that Ms. Boice has sufficient legal and technical qualifications to represent LKQ in this proceeding. Moreover, the Board recognizes that there is a need for LKQ to have its related litigation counsel involved in this proceeding. Accordingly, LKQ has also established that there is good cause for admitting Ms. Boice.

It is

ORDERED that LKQ's motion for *pro hac vice* admission of Heather Boice for this proceeding is GRANTED;

FURTHER ORDERED that LKQ is to continue to have a registered

Case IPR2013-00020  
Patent 7,297,364

practitioner represent it as lead counsel for this proceeding; and

FURTHER ORDERED that Ms. Boice 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 the C.F.R., and to be subject to the Office's Code of Professional Responsibility set forth in 37 C.F.R. §§ 10.20 *et seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

PETITIONER:

Alan L. Barry  
K&L Gates LLP  
Email: alan.barry@klgates.com

and

Heather A. Boice  
K&L Gates LLP  
Email: heather.boice@klgates.com

PATENT OWNER:

Matthew L. Cutler  
Harness, Dickey & Pierce, PLC  
Email: mcutler@hdp.com

and

Case IPR2013-00020  
Patent 7,297,364

Bryan Wheelock  
Harness, Dickey & Pierce, PLC  
Email: [bwheelock@hdp.com](mailto:bwheelock@hdp.com)