

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE INC. and MOTOROLA MOBILITY LLC,
Petitioners,

v.

ARENDI S.A.R.L.,
Patent Owner.

Case IPR2014-00452
Patent 6,323,853 B1

Before MICHAEL R. ZECHER, NEIL T. POWELL, and
KEVIN W. CHERRY, *Administrative Patent Judges*.

POWELL, *Administrative Patent Judge*.

DECISION

Petitioners' Motion for *Pro Hac Vice* Admission of Robert J. Kent
37 C.F.R. § 42.10

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Petitioners (“Google Inc. and Motorola Mobility LLC”) filed a Motion for *pro hac vice* admission of Robert J. Kent.¹ Paper 20. The motion indicates that it is unopposed by Patent Owner. *Id.* at 2.

The Board may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause, subject to the condition that lead counsel is a registered practitioner. 37 C.F.R. § 42.10(c). If lead counsel is a registered practitioner, a non-registered practitioner may be permitted to appear *pro hac vice* “upon showing that counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding.” *Id.*

In this proceeding, lead counsel for Petitioners is Mathew A. Smith, a registered practitioner. Petitioners’ Motion relies on a Declaration of Robert J. Kent (Ex. 1015). Mr. Kent declares that he is a member in good standing of the Bar of the State of California. *Id.* ¶ 4. Mr. Kent also declares that he has never been suspended, disbarred, sanctioned or cited for contempt by any court or administrative body. *Id.* ¶ 5. Additionally, Mr. Kent declares that he has never had an application for admission to practice denied by any court or administrative body. *Id.* ¶ 6. Mr. Kent further declares that he is familiar with the subject matter at issue in this proceeding based on having read the challenged patent and the references asserted by Petitioners, as well as familiarity with the contents of the Petition in this proceeding. *Id.* ¶¶ 10–12.

Mr. Kent further states that (1) he has read and will comply with the

¹ The caption of the Motion identifies Google Inc., Motorola Mobility LLC, and Apple Inc. as Petitioners. No other paper filed by the parties lists Apple Inc. as a Petitioner. Unless Petitioners inform us otherwise, we will assume that a typographical error caused the inclusion of Apple Inc. in the list of Petitioners in the Motion.

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Board's Rules of Practice for Trials, as set forth in Part 42 of the Code of Federal Regulations, and (2) that he agrees to be subject to the United States Patent and Trademark Office Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(a). *Id.* ¶¶ 7–8.

Based on the foregoing, we determine that Petitioners have established good cause for admission, *pro hac vice*, of Mr. Robert J. Kent.

It is

ORDERED that Petitioners' Motion for *pro hac vice* admission of Robert J. Kent is *granted*;

FURTHER ORDERED that Mr. Kent is authorized to represent Petitioners only as backup counsel; and

FURTHER ORDERED that Mr. Kent is subject to the USPTO's Rules of Professional Conduct as set forth in 37 C.F.R. §§ 11.101 *et seq.* and to the USPTO's disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

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PETITIONER:

Matthew A. Smith
Zhuanjia Gu
TURNER BOYD LLP
smith@turnerboyd.com
gu@turnerboyd.com

PATENT OWNER:

Robert M. Asher
Bruce D. Sunstein
SUNSTEIN KANN MURPHY & TIMBERS LLP
rasher@sunsteinlaw.com
bsunstein@sunsteinlaw.com