

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTERNATIONAL BUSINESS MACHINES CORPORATION and
ORACLE AMERICA, INC.,
Petitioner,

v.

ELECTRONICS AND TELECOMMUNICATIONS RESEARCH
INSTITUTE,
Patent Owner.

Case IPR2014-00976
Patent 6,978,346

Before MIRIAM. L. QUINN, *Administrative Patent Judge*.

QUINN, *Administrative Patent Judge*.

DECISION

Petitioner's Motion for *Pro Hac Vice* Admission of Mr. Benjamin A. Lasky
37 C.F.R. § 42.10

Petitioner filed a motion for *pro hac vice* admission of Mr. Benjamin A. Lasky. Paper 6 (“Motion”). Petitioner also filed an affidavit of Mr. Lasky in support of its Motion. Ex. 1009. Patent Owner has not filed an opposition to the Motion.

Having reviewed the Motion and the affidavit of Mr. Lasky, Petitioner’s Motion is granted. Petitioner’s Motion has shown good cause, and the facts averred in the affidavit show that Mr. Lasky has sufficient qualifications to represent Petitioner in this proceeding. Further, Petitioner has shown a need for its counsel in the related district-court cases involved in this proceeding. *See Unified Patents v. Parallel Iron*, Case IPR2013-00639 (PTAB Oct. 15, 2013) (setting forth the requirements for *pro hac vice* admission) (Paper 7). Under 37 C.F.R. § 42.10(c).

Mr. Lasky will be permitted to appear *pro hac vice* in the instant proceeding as back-up counsel *only*.

Order

It is

ORDERED that Petitioner’s Motion for *pro hac vice* admission of Mr. Benjamin A. Lasky in the instant proceeding is granted;

FURTHER ORDERED that Mr. Lasky is authorized to represent Petitioner as back-up counsel in the instant proceeding;

FURTHER ORDERED that Petitioner is to continue to have a registered practitioner as lead counsel in the instant proceeding;

FURTHER ORDERED that Mr. Lasky is to comply with the Office Patent Trial Practice Guide and the Board’s Rules of Practice for Trials, as set forth in Title 37, Part 42 of the Code of Federal Regulations; and

FURTHER ORDERED that Mr. Lasky is subject to the USPTO Rules

IPR2014-00976
Patent 6,978,346

of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.* and the Office's disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

PETITIONER:

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PATENT OWNER:

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