

Entered: January 14, 2015

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SONY COMPUTER ENTERTAINMENT AMERICA, LLC,
Petitioner

v.

APLIX IP HOLDINGS CORPORATION,
Patent Owner

Cases¹

IPR2015-00229 (Patent 7,667,692 B2)

IPR2015-00230 (Patent 7,463,245 B2)

Before BRYAN F. MOORE, *Administrative Patent Judge*.

MOORE, *Administrative Patent Judge*.

ORDER

Patent Owner's Motion for Admission *Pro Hac Vice* of
Sherman W. Kahn, Robert J. Gilbertson, Sybil L. Dunlop, and X. Kevin
Zhao
37 C.F.R. § 42.10

¹ This Order applies to each of the listed cases. We exercise our discretion to issue one Order to be docketed in each case. The parties, however, are not authorized to use this caption for any subsequent papers.

IPR2015-00229 (Patent 7,667,692 B2)

IPR2015-00230 (Patent 7,463,245 B2)

On January 6, 2015, Patent Owner filed a Motion for *Pro Hac Vice* Admission of Messrs. Kahn, Gilbertson, X. Kevin Zhao, and Ms. Dunlop (Papers 8-11^{2, 3}) and an accompanying affidavit in support thereof (Papers 5, 7, 12, 13). Petitioner did not file an opposition to these motions.

Initially, we note that the motions for pro hac vice were titled “Related Matters” in the PRPS system. In the future, when filing papers, the parties should use descriptive titles such as “Patent Owner’s Motion for Pro Hac Vice Admission of ...” in order to provide a clearer record. Additionally, exhibits such as declarations should be filed in the PRPS system as exhibits not papers. Nonetheless, no change to the papers currently filed in these cases is requested at this time.

Upon consideration of the papers presented, Patent Owner has demonstrated sufficiently that Messrs. Kahn, Gilbertson, X. Kevin Zhao, and Ms. Dunlop have sufficient legal and technical qualifications to represent Patent Owner in this proceeding. *See* IPR2013-00639, Paper 7, “Order – Authorizing Motion for *Pro Hac Vice* Admission.” Accordingly, Patent Owner has established that there is good cause for admitting Messrs. Kahn, Gilbertson, X. Kevin Zhao, and Ms. Dunlop. Messrs. Kahn, Gilbertson, X. Kevin Zhao, and Ms. Dunlop may only be designated as backup counsel.

In consideration of the forgoing, it is

ORDERED that Patent Owner’s unopposed motion for *pro hac vice* admission of Messrs. Kahn, Gilbertson, X. Kevin Zhao, and Ms. Dunlop is

² For expediency, IPR2014-00230 is representative and all subsequent citations are to IPR2014-00230 unless otherwise noted.

³ Papers 6 and 9 in IPR2015-00230 appear to be identical; therefore, paper 6 will be expunged.

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granted; Messrs. Kahn, Gilbertson, X. Kevin Zhao, and Ms. Dunlop are authorized to represent Patent Owner only as back-up counsel in the instant proceeding;

FURTHER ORDERED that Patent Owner is to continue to have a registered practitioner represent it as lead counsel for the instant proceeding;

FURTHER ORDERED that Messrs. Kahn, Gilbertson, X. Kevin Zhao, and Ms. Dunlop are 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 Title 37, Code of Federal Regulations;

FURTHER ORDERED that Messrs. Kahn, Gilbertson, X. Kevin Zhao, and Ms. Dunlop are to be subject to the Office's disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et. seq.*; and

FURTHER ORDERED that Paper 6 in IPR2015-00230 is expunged.

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