

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

E-WATCH, INC. and E-WATCH CORPORATION,
Patent Owner.

IPR2015-00412
Patent 7,365,871 B2

Before JAMESON LEE, GREGG I. ANDERSON, and
MATHEW R. CLEMENTS, *Administrative Patent Judge*.

ANDERSON, Administrative Patent Judge.

ORDER
Conduct of Proceedings
37 C.F.R. § 42.5

I. DISCUSSION

Petitioner, Apple Inc. (“Petitioner”), filed an Unopposed Motion for Counsel to Withdraw and Permit Substitution of Counsel under 37 C.F.R. § 42.10(e). Paper 7 (“Mot.”). In its Motion, Petitioner requests us to authorize withdrawal of its current lead and local counsel—Blaney Harper, Douglas Pearson, David Cochran, and Joseph Sauer (collectively “Current Counsel”)—and substitute in Brian Buroker (lead counsel) and Blair Silver (back-up counsel). Mot. 1.

Current Counsel states that Petitioner has obtained new lead and back-up counsel, specifically, Brian Buroker (Reg. No. 39,125) and Blair Silver (Reg. No. 68,003) (collectively “New Counsel”). *Id.* Current Counsel represents that New Counsel meet all the requirements of 37 C.F.R. § 42.10(c) as registered practitioners. *Id.* Current Counsel represents, and we have confirmed, that New Counsel has filed a new Power of Attorney (Paper 8) and Updated Mandatory Notices (Paper 9). *Id.* at 2.

Current Counsel states that the schedule for this case will not be affected. *Id.* We note that a Preliminary Response is not due until April 13, 2015, and the change of Petitioner’s counsel will not affect Patent Owner’s ability to prepare and file its Preliminary Response should it decide to do so.

Under the circumstances presented, good cause exists for Current Counsel’s withdrawal.

II. ORDER

In consideration of the foregoing, it is ORDERED that the Unopposed Motion for Counsel to Withdraw and Permit Substitution of Counsel is *granted*.

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