

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE INC.,  
Petitioner,

v.

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

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IPR2015-00413  
Patent 7,365,871 B2

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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 8 (“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 9) and Updated Mandatory Notices (Paper 10). *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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