

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

COMARCO WIRELESS TECHNOLOGIES, INC.,
Patent Owner.

Case IPR2015-01879
Patent 8,492,933 B2

Before BRIAN J. MCNAMARA, PATRICK M. BOUCHER, and
GARTH D. BAER, *Administrative Patent Judges*.

BAER, *Administrative Patent Judge*.

ORDER
Conduct of the Proceeding
37 C.F.R. § 42.5

I. BACKGROUND

On October 26, 2016, the parties notified the Board via email that they expect their designated lead counsel will not be attending the oral hearing, and that backup counsel and lead counsel in the District Court proceedings will attend and present argument. Pursuant to our Oral Argument Order (Paper 22), the parties requested a joint telephone conference with the Board to discuss the matter of lead counsel attendance at oral argument.

II. ORDER

The panel appreciates the update. There is no need for a call on this matter, but we remind the parties that only lead or backup counsel of record may present the party's argument. In addition, there must be present at the hearing at least one registered practitioner representing each party, although the registered practitioner is not required to present the argument. If either party wishes to add an additional backup counsel who is registered to practice before the USPTO and will be present at the hearing, they should do so by filing an updated mandatory notice before the hearing.

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For PETITIONER:

Xin-Yi Zhou
vzhou@omm.com

Cameron Westin
cwestin@omm.com

Scot Rives
srives@omm.com

For PATENT OWNER:

Harris Wolin
hwolin@grahamcurtin.com