

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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SAMSUNG ELECTRONICS CO., LTD.,  
MICRON TECHNOLOGY, INC., and SK HYNIX, INC.,  
Petitioner,

v.

ELM 3DS INNOVATIONS, LLC,  
Patent Owner.

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Cases<sup>1</sup>

IPR2016-00386 (Patent 8,653,672) IPR2016-00387 (Patent 8,841,778)  
IPR2016-00388 (Patent 7,193,239) IPR2016-00389 (Patent 8,035,233)  
IPR2016-00390 (Patent 8,629,542) IPR2016-00391 (Patent 8,796,862)  
IPR2016-00393 (Patent 7,193,239) IPR2016-00394 (Patent 8,410,617)  
IPR2016-00395 (Patent 7,504,732) IPR2016-00687 (Patent 7,474,004)  
IPR2016-00691 (Patent 7,474,004)

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Before GLENN J. PERRY, BARBARA A. BENOIT, and  
FRANCES L. IPPOLITO, *Administrative Patent Judges*.

BENOIT, *Administrative Patent Judge*.

DECISION

Patent Owner's Motion for *Pro Hac Vice* Admission of  
Mr. Michael C. Newman  
*37 C.F.R. § 42.10*

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<sup>1</sup> This Order addresses issues that are substantially similar in the proceedings. We exercise our discretion to issue one order to be entered in each case.

IPR2016-00386 (Patent 8,653,672)      IPR2016-00387 (Patent 8,841,778)  
IPR2016-00388 (Patent 7,193,239)      IPR2016-00389 (Patent 8,035,233)  
IPR2016-00390 (Patent 8,629,542)      IPR2016-00391 (Patent 8,796,862)  
IPR2016-00393 (Patent 7,193,239)      IPR2016-00394 (Patent 8,410,617)  
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IPR2016-00691 (Patent 7,474,004)

Patent Owner filed a motion for *pro hac vice* admission of Mr. Michael C. Newman. Paper 36.<sup>2</sup> The motion was accompanied by a declaration from Mr. Newman in support of the motion. *Id.* at 1, 2; Ex. 2153 (“Declaration of Michael C. Newman in Support of PHV”). Patent Owner indicates Petitioner does not oppose the motion. Paper 36 (Title of motion indicating it is unopposed).

Having reviewed the motion and the declaration of Mr. Newman, we conclude that Mr. Newman has sufficient qualifications to represent Patent Owner in this proceeding and that Patent Owner has shown good cause for Mr. Newman *pro hac vice* admission. *See Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639 (PTAB Oct. 15, 2013) (setting forth the requirements for *pro hac vice* admission) (Paper 7). Mr. Newman will be permitted to appear *pro hac vice* in this proceeding as back-up counsel only. *See* 37 C.F.R. § 42.10(c).

#### ORDER

It is:

ORDERED that Patent Owner’s motion for *pro hac vice* admission of Mr. Michael C. Newman is *granted*, and Mr. Newman is authorized to represent Patent Owner only as back-up counsel in this proceeding;

FURTHER ORDERED that Patent Owner is to continue to have a registered practitioner as lead counsel in this proceeding;

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<sup>2</sup> Paper numbers refer to IPR2016-00386.

IPR2016-00386 (Patent 8,653,672)      IPR2016-00387 (Patent 8,841,778)  
IPR2016-00388 (Patent 7,193,239)      IPR2016-00389 (Patent 8,035,233)  
IPR2016-00390 (Patent 8,629,542)      IPR2016-00391 (Patent 8,796,862)  
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IPR2016-00691 (Patent 7,474,004)

FURTHER ORDERED that Mr. Newman 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. Newman is subject to the USPTO's disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and the USPTO's Rules of Professional Conduct set forth at 37 C.F.R. §§ 11.101–11.901.

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