

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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WHATSAPP INC.,  
Petitioner,

v.

TRIPLAY, INC.,  
Patent Owner.

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IPR2016-00717; IPR2016-00718<sup>1</sup>  
Patent 8,874,677 B2

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Before BENJAMIN D. M. WOOD, BRIAN J. MCNAMARA, and  
FRANCES L. IPPOLITO, *Administrative Patent Judges*.

WOOD, *Administrative Patent Judge*.

DECISION  
Motion for *Pro Hac Vice* Admission  
*37 C.F.R. § 42.10*

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<sup>1</sup> This order addresses identical applications for *pro hac vice* admission filed in both cases. Therefore, we exercise our discretion to issue one order to be filed in each case.

As authorized by the Notice of Filing Date Accorded to Petition (Paper 3, 2),<sup>2</sup> Petitioner WhatsApp Inc. filed a Motion for *Pro Hac Vice* Admission of Mark R. Weinstein. Paper 7. Petitioner also filed Exhibit 1022, Mr. Weinstein’s biography, and Exhibit 1023, Declaration of Mark R. Weinstein, in support of the Motion. *Id.* at 2–3. The Motion is unopposed. Because the Motion and accompanying declaration comply with the requirements of 37 C.F.R. § 42.10(c), as well as the requirements set forth in Case IPR2013-00639, Paper 7,<sup>3</sup> the Motion is *granted*.

Accordingly, it is

ORDERED that Petitioner’s motion for *pro hac vice* admission of Mr. Weinstein is *granted*, and Mr. Weinstein is authorized to represent Petitioner as back-up counsel in IPR2016-00717 and IPR2016-00718;

FURTHER ORDERED that Petitioner is to continue to have a registered practitioner as lead counsel in this *inter partes* review proceeding;

FURTHER ORDERED that Mr. Weinstein 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. Weinstein is 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.*

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<sup>2</sup> We refer to the papers filed in IPR2016-00717.

<sup>3</sup> Available at [http://www.uspto.gov/ip/boards/bpai/ptab\\_trials.jsp](http://www.uspto.gov/ip/boards/bpai/ptab_trials.jsp), “Representative Orders, Decisions, and Notices,” “Other Representative Orders and Decisions”).

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