

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,  
Petitioner,

v.

UUSI, LLC d/b/a NARTRON,  
Patent Owner.

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Case IPR2016-00908  
Patent 5,796,183

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Before CARL M. DEFRANCO and KAMRAN JIVANI,  
Administrative Patent Judges.

JIVANI, *Administrative Patent Judge.*

ORDER

Granting Patent Owner's Motion for *Pro Hac Vice* Admission of  
Ms. Teresa M. Summers  
*37 C.F.R. § 42.10*

Patent Owner, UUSI, LLC d/b/a NARTRON, filed a motion for *pro hac vice* admission of Ms. Teresa M. Summers. Paper 9 (“Mot.”). Patent Owner also filed an affidavit from Ms. Summers in support of its motion. Ex. 2000.<sup>1</sup> Petition did not file an opposition to the motion.

Pursuant to 37 C.F.R. § 42.10(c), we may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause, subject to the condition that lead counsel be a registered practitioner. Good cause may be shown, for example, by establishing that counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding. 37 C.F.R. § 42.10(c). A motion for *pro hac vice* admission must contain a statement of facts establishing good cause and must be accompanied by an affidavit or declaration of the individual seeking to appear. *See Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639, slip op. at 3–4 (PTAB Oct. 15, 2013) (Paper 7) (setting forth the requirements for *pro hac vice* admission).

In her affidavit, Ms. Summers identifies Mr. Jay P. Kesan, a registered practitioner, as lead counsel. Ex. 2000 ¶ 15. Regarding the required showing of good cause, Patent Owner asserts that Ms. Summers is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding. Mot. 3. More specifically, Ms. Summers states she has familiarity with the subject matter at issue in this

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<sup>1</sup> Patent Owner filed a request for authorization to file the present motion for *pro hac vice* admission. Paper 8. Patent Owner’s request is moot because we previously provided the requested authorization in the Notice of Filing Date Accorded to Petition. Paper 3 at 3 (“The parties are authorized to file motions for *pro hac vice* admission under 37 C.F.R. § 42.10(c).”).

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proceeding because she has “analyzed and studied” the ’183 patent, has litigated other patent infringement matters related to touch sensors patent, and currently represents Patent Owner in an intellectual property dispute pending at the Court of Federal Claims, *UUSI, LLC, et al. v. The United States, et al.*, Case No. 12-216 C, Ct. Fed. Cl. Ex. 2000 ¶ 13. Ms. Summers’s affidavit also complies with the other requirements for *pro hac vice* admission. *Id.* ¶¶ 1–15; *see Unified Patents*, slip op. at 3–4. Having reviewed Ms. Summers’s affidavit, we determine that Ms. Summers has sufficient qualifications to represent Patent Owner in this proceeding.

For the foregoing reasons, Patent Owner has shown good cause for Ms. Summers’s *pro hac vice* admission in this proceeding.

#### ORDER

ORDERED that Patent Owner’s motion for *pro hac vice* admission of Teresa M. Summers is *granted*, and Ms. Summers 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;

FURTHER ORDERED that Ms. Summers 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 Ms. Summers 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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**PETITIONER:**

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