

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LUYE PHARMA GROUP LTD., LUYE PHARMA (USA) LTD.,
SHANDONG LUYE PHARMACEUTICAL CO., LTD., and
NANJING LUYE PHARMACEUTICAL CO., LTD.,
Petitioner,

v.

ALKERMES PHARMA IRELAND LTD. and
ALKERMES CONTROLLED THERAPEUTICS, INC.,
Patent Owners.

Case IPR2016-01096
Patent 6,667,061 B2

Before LORA M. GREEN, ROBERT A. POLLOCK, and
JACQUELINE T. HARLOW, *Administrative Patent Judges*.

GREEN, *Administrative Patent Judge*.

ORDER
Patent Owner's Motion for *Pro Hac Vice*
Admission of Christina Schwarz
37 C.F.R. § 42.10

Patent Owner has filed a motion for *pro hac vice* admission of Christina Schwarz in the above-captioned proceeding. Paper 21. The motion is supported by a declaration of Ms. Schwarz. Ex. 2011. Petitioner did not file an opposition to the motion.

Upon review of the record before us, we note that a power of attorney in accordance with 37 C.F.R. § 42.10(b) has not been submitted for Ms. Schwarz. In view of the above, Patent Owner's motion is *conditionally granted*, and is to be effective after the aforementioned item is corrected.

We determine that the requirements of 37 C.F.R. § 42.10(c) have been met and there is good cause to admit Ms. Schwarz *pro hac vice*.

It is, therefore,

ORDERED that Patent Owner's Motion for *pro hac vice* admission of Ms. Schwarz is *conditionally granted* provided that within seven (7) business days of the date of this order, Patent Owner must submit a Power of Attorney in accordance with 37 C.F.R. § 42.10(b); Ms. Schwarz is authorized to act as back-up counsel in the instant proceeding only;

FURTHER ORDERED that Patent Owner is to continue to have a registered practitioner represent it as lead counsel for the instant proceeding;

FURTHER ORDERED that Ms. Schwarz is to comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials, as set forth in Part 42 of Title 37, Code of Federal Regulations; and

FURTHER ORDERED that Ms. Schwarz is to be 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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