

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ANCESTRY.COM DNA, LLC,
Petitioner,

v.

DNA GENOTEK INC.,
Patent Owner.

Case IPR2016-01152
Patent 8,221,381 B2

Before WILLIAM V. SAINDON, HYUN J. JUNG, and
MICHELLE N. WORMMEESTER, *Administrative Patent Judges*.

WORMMEESTER, *Administrative Patent Judge*.

ORDER
Granting Motion for *Pro Hac Vice* Admission of
Michael J. Sacksteder
37 C.F.R. § 42.10

Petitioner has filed a motion for *pro hac vice* admission of Michael J. Sacksteder in this proceeding. Paper 7. The motion is supported by a declaration of Mr. Sacksteder. Ex. 1026.

The Board has reviewed the submissions and determined that the requirements of 37 C.F.R. § 42.10 have been met and there is good cause to admit Mr. Sacksteder *pro hac vice*.¹

ORDER

It is therefore

ORDERED that Petitioner's motion for *pro hac vice* admission of Michael J. Sacksteder in this proceeding is *granted*;

FURTHER ORDERED that Mr. Sacksteder is authorized to appear as back-up counsel for Petitioner in this proceeding, but Mr. Sacksteder may not act as lead counsel;

FURTHER ORDERED that Petitioner is to continue to have a registered practitioner represent it as lead counsel for this proceeding;

FURTHER ORDERED that Mr. Sacksteder 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;

¹ According to the "Order -- Authorizing Motion for *Pro Hac Vice* Admission" in Case IPR2013-00639, Paper 7, Mr. Sacksteder's declaration must provide a statement acknowledging that he has read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in part 42 of 37 C.F.R. In his declaration, Mr. Sacksteder incorrectly cites part 42 of "the C.F.R." with respect to the Board's Rules of Practice for Trials. Ex. 1026 ¶ 8. Pursuant to this Order, by appearing *pro hac vice* in this case Mr. Sacksteder agrees to comply with the Board's Rules of Practice for Trials set forth in part 42 of 37 C.F.R.

Case IPR2016-01152
Patent 8,221,381 B2

FURTHER ORDERED that Mr. Sacksteder 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.*; and

FURTHER ORDERED that Petitioner shall file updated mandatory notices, pursuant to 37 C.F.R. § 42.8(b)(3), providing updated information regarding back-up counsel.

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