

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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MICRON TECHNOLOGY, INC., INTEL CORPORATION,  
GLOBALFOUNDRIES U.S., INC.,  
and SAMSUNG ELECTRONICS COMPANY, LTD.,  
Petitioner,

v.

DANIEL L. FLAMM,  
Patent Owner.

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IPR2017-00391 (Patent 6,017,221)  
IPR2017-00392 (Patent 5,711,849)  
IPR2017-00406 (Patent 5,711,849)<sup>1,2</sup>

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Before KIMBERLY McGRAW, *Administrative Patent Judge*.

ORDER

*Granting Patent Owner's Motion to Withdraw and Substitute Counsel*  
*37 C.F.R. § 42.10*

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<sup>1</sup> Samsung Electronics Company, Ltd. was joined as a party to these proceedings via Motions for Joinder in IPR2017-00391, IPR2017-00392, and IPR2017-00406.

<sup>2</sup> This decision addresses issues common to the above identified cases. Therefore, we exercise our discretion to issue one order to be filed in each case. The parties are not authorized to use this style heading for any papers.

IPR2017-00391 (Patent 6,017,221)

IPR2017-00392 (Patent 5,711,849)

IPR2017-00406 (Patent 5,711,849)

As authorized by the Board in e-mail correspondence of February 28, 2018, counsel for Patent Owner, Daniel L. Flamm, filed in each proceeding, Patent Owner's Unopposed Motion for Withdrawal and Substitution of Counsel. Paper 22 ("Motion").<sup>3</sup> Patent Owner previously appointed Christopher Frerking as lead counsel. Paper 7, 3. Patent Owner now requests withdrawal of Mr. Frerking as lead counsel and appointment of Justin J. Lesko of the Law Offices of Steven G. Lisa, Ltd. as lead counsel and appointment of Rolf O. Stadheim of Stadheim & Grear, Ltd. as backup counsel in each of these proceedings. Motion 1. Patent Owner represents that Mr. Lesko is a registered practitioner (*id.*) and that Mr. Stadheim is admitted *pro hac vice* (*id.*; *see also* Paper 21). Patent Owner states Petitioner does not oppose the Motion. Motion 2.

Based upon consideration of the motion and the record before us, we grant Patent Owner's unopposed motion to withdraw and substitute counsel.

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<sup>3</sup> For convenience, unless otherwise indicated, paper and exhibit numbers refer to IRP2017-00391; corresponding papers may be found in each of the other proceedings.

IPR2017-00391 (Patent 6,017,221)

IPR2017-00392 (Patent 5,711,849)

IPR2017-00406 (Patent 5,711,849)

It is therefore

ORDERED that Patent Owner's motion to withdraw Christopher Frerking as counsel and to appoint Justin J. Lesko as lead counsel and Rolf O. Stadheim as backup counsel (IPR2017-00391, Paper 22; IPR2017-00392, Paper 21; IPR2017-00406, Paper 21) is *granted*; and

FURTHER ORDERED that Patent Owner shall file an updated Mandatory Notice and Substitute Power of Attorney in each proceeding within three business days of this Order.

IPR2017-00391 (Patent 6,017,221)

IPR2017-00392 (Patent 5,711,849)

IPR2017-00406 (Patent 5,711,849)

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