

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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FACEBOOK, INC., WHATSAPP INC., and LG ELECTRONICS, INC.,  
Petitioner,

v.

UNILOC USA, INC. and UNILOC LUXEMBOURG S.A.,  
Patent Owner.

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Case IPR2017-01427 (Patent 8,995,433 B2)<sup>1</sup>

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FACEBOOK, INC., WHATSAPP INC., LG ELECTRONICS, INC., and  
HUAWEI DEVICE CO., LTD.  
Petitioner,

v.

UNILOC USA, INC. and UNILOC LUXEMBOURG S.A.,  
Patent Owner.

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Case IPR2017-01428 (Patent 8,995,433 B2)<sup>2</sup>

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<sup>1</sup> LG Electronics, Inc., which filed a petition and motion for joinder in IPR2017-02087, has been joined as a petitioner in IPR2017-01427. Case IPR2017-01427, Paper 18.

<sup>2</sup> LG Electronics, Inc. and Huawei Device Co., Ltd., which filed a petition and motion for joinder in IPR2017-02088, have been joined as petitioners in IPR2017-01428. Case IPR2017-01428, Paper 16.

IPR2017-01427 (Patent 8,995,433 B2)

IPR2017-01428 (Patent 8,995,433 B2)

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Before JENNIFER S. BISK, MIRIAM L. QUINN, and  
CHARLES J. BOUDREAU, *Administrative Patent Judges*.

QUINN, *Administrative Patent Judge*.

DECISION

Facebook, Inc. and WhatsApp Inc.'s Unopposed Motion for *Pro Hac Vice*  
Admission of Mark R. Weinstein  
*37 C.F.R. § 42.10*

IPR2017-01427 (Patent 8,995,433 B2)

IPR2017-01428 (Patent 8,995,433 B2)

Facebook, Inc. and WhatsApp Inc. filed a Motion for *pro hac vice* admission of Mark R. Weinstein in each of the above-captioned proceedings. Paper 27 (“Motion” or “Mot.”).<sup>3</sup> Facebook, Inc. and WhatsApp Inc. also filed a Declaration of Mr. Weinstein in support of the Motion. Ex. 1017. The Motion represents that Patent Owner does not oppose. Mot. 1.

We have reviewed the Motion and the accompanying declaration of Mr. Weinstein. Based on the facts averred in the Declaration, we conclude that Mr. Weinstein has sufficient qualifications to represent Facebook, Inc. and WhatsApp Inc. in these proceedings because Mr. Weinstein has demonstrated familiarity with the subject matter of these proceedings and experience as a litigation attorney in patent matters involved in these proceedings. The Motion states that there is good cause for the Board to recognize Mr. Weinstein as counsel *pro hac vice* because Facebook, Inc. and WhatsApp Inc. seek to have counsel in the related District Court cases involved in the related *inter partes* reviews. Mot. 2. The Motion is hereby granted, and Mr. Weinstein will be permitted to appear *pro hac vice* in these proceedings as back-up counsel only. *See* 37 C.F.R. § 42.10(c).

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<sup>3</sup> The same Motion has been filed in each of the captioned proceedings. Citations refer to the filings in IPR2017-01427.

IPR2017-01427 (Patent 8,995,433 B2)

IPR2017-01428 (Patent 8,995,433 B2)

## ORDER

It is

ORDERED that Facebook, Inc. and WhatsApp Inc.'s Unopposed Motion for *pro hac vice* admission of Mr. Mark R. Weinstein in each of the instant proceedings is granted;

FURTHER ORDERED that Mr. Weinstein will be authorized to represent Facebook, Inc. and WhatsApp Inc. as back-up counsel in the instant proceedings only;

FURTHER ORDERED that Facebook, Inc. and WhatsApp Inc. are to continue to have a registered practitioner as lead counsel in the instant proceedings;

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 USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 et seq. and the Office's disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

IPR2017-01427 (Patent 8,995,433 B2)

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