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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PFIZER, INC.,
Petitioner,

v.

GENENTECH, INC.,
Patent Owner.

Case IPR2017-01489
U.S. Patent 6,407,213

**PATENT OWNER'S UNOPPOSED MOTION FOR ADMISSION
PRO HAC VICE OF ANDREW J. DANFORD**

I. Statement of Precise Relief Requested

Pursuant to 37 C.F.R. § 42.10(c), Patent Owner Genentech, Inc. (“Genentech”) requests that the Patent Trial and Appeal Board (the “Board”) admit Andrew J. Danford *pro hac vice* in this proceeding, IPR2017-01489. Petitioner Pfizer Inc. has indicated that it does not oppose this motion.

II. Statement of Facts Showing Good Cause for the Board to Recognize Counsel *Pro Hac Vice* During the Proceeding

In accordance with 37 C.F.R. § 42.10(c), the Board 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 and to any other conditions as the Board may impose. Section 42.10(c) indicates that “where lead counsel is a registered practitioner, a motion to appear *pro hac vice* by counsel who is not a registered practitioner may be granted upon a showing that counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding.” The facts here establish good cause for the Board to recognize Andrew J. Danford *pro hac vice* in this proceeding.

1. Lead counsel, David L. Cavanaugh, is a registered practitioner. Backup counsel, Adam Brausa and Owen Allen are also registered practitioners.
2. Counsel, Andrew J. Danford, is an experienced litigator and has an established familiarity with the subject matter at issue in the proceeding.

Patent Owner's Motion For Admission *Pro Hac Vice* Of Andrew J. Danford

Accompanying this motion as Exhibit 2038 is the Declaration of Andrew J. Danford in Support of this Motion for Admission *Pro Hac Vice* ("Danford Decl."). In his declaration, Mr. Danford asserts:

I am a member in good standing of the Massachusetts and New York Bars, and am admitted to practice before the United States District Court for the District of Massachusetts, the United States Court of Appeals for the First Circuit, and the United States Court of Appeals for the Federal Circuit.

Danford Decl. ¶ 2 (Ex. 2038). Mr. Danford also demonstrates that he has a detailed working knowledge of the relevant subject matter through both prior *inter partes review* experience and his familiarity with antibody technologies as a result of participation as counsel in prior antibody-related patent cases. Danford Decl. ¶¶ 10-11 (Ex. 2038).

3. In his declaration, Mr. Danford also attests to each of the listed items required by the Order – Authorizing Motion for Pro Hac Vice Admission – 37 C.F.R. § 42.10 in IPR2013-00639. *See* Danford Decl. ¶¶ 1-12 (Ex. 2038). Mr. Danford attests 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 37 C.F.R. § 42. *See id.* ¶ 8. Mr. Danford further attests that he agrees to be subject to the United States Patent and Trademark Office's

Patent Owner's Motion For Admission *Pro Hac Vice* Of Andrew J. Danford
Rules of Professional Conduct as set forth in 37 C.F.R. §§ 11.101 *et seq.* and
disciplinary jurisdiction under 37 C.F.R. § 11.19(a). *See id.* ¶ 9.

III. Conclusion

For the foregoing reasons, Patent Owner respectfully requests that the Board
admit Andrew J. Danford *pro hac vice* in this proceeding.

Respectfully submitted,

Date: September 20, 2017

By: /David L. Cavanaugh/
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PATENT OWNER'S EXHIBIT LIST
IPR2017-01489

<u>Patent Owner's Exhibit Number</u>	<u>Exhibit Name</u>
2001	Genentech, Inc. Laboratory Notebook No. 10098 (Leonard Presta) PROTECTIVE ORDER MATERIAL
2002	Genentech, Inc. Laboratory Notebook No. 10823 (Leonard Presta) PROTECTIVE ORDER MATERIAL
2003	Genentech, Inc. Laboratory Notebook No. 11268 (Paul Carter) PROTECTIVE ORDER MATERIAL
2004	Genentech, Inc. Laboratory Notebook No. 11643 (Paul Carter) PROTECTIVE ORDER MATERIAL
2005	Genentech, Inc. Laboratory Notebook No. 10840 (John Brady) PROTECTIVE ORDER MATERIAL
2006	Genentech, Inc. Laboratory Notebook No. 11162 (John Brady) PROTECTIVE ORDER MATERIAL
2007	Excerpts from Genentech, Inc. Laboratory Notebook No. 11008 (Ann Rowland) PROTECTIVE ORDER MATERIAL
2008	Excerpts from Genentech, Inc. Laboratory Notebook No. 11297 (Tim Hotaling) PROTECTIVE ORDER MATERIAL
2009	Excerpts from Genentech, Inc. Laboratory Notebook No. 11568 (Monique Carver) PROTECTIVE ORDER MATERIAL
2010	Genentech, Inc. Interoffice Memorandum from Paul Carter to Leonard Presta and Dennis Henner PROTECTIVE ORDER MATERIAL
2011	Genentech, Inc. Interoffice Memorandum from Paul Carter to Leonard Presta PROTECTIVE ORDER MATERIAL
2012	Genentech, Inc. Synthetic DNA Requests PROTECTIVE ORDER MATERIAL
2013	Genentech, Inc. Synthetic DNA Requests PROTECTIVE ORDER MATERIAL

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