

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NFL ENTERPRISES LLC,
Petitioner,

v.

OPENTV, INC.,
Patent Owner.

Case IPR2017-02092
Patent 6,233,736 B1

Before JAMESON LEE, SALLY C. MEDLEY, and
MICHAEL R. ZECHER, *Administrative Patent Judges*.

MEDLEY, *Administrative Patent Judge*.

DECISION

Granting Petitioner's Motions for *Pro Hac Vice* Admission
37 C.F.R. § 42.10(c)

On March 28, 2018, Petitioner filed a motion for *pro hac vice* admission of Hilary L. Preston (Paper 9), along with her declaration (Exhibit 1026), and a motion for *pro hac vice* admission of Rachael P. McClure (Paper 10), along with her declaration (Exhibit 1027). The motions are unopposed. The motions are *granted*.

Upon consideration, Petitioner has demonstrated that Ms. Preston and Ms. McClure possess sufficient legal and technical qualifications to represent Petitioner in this proceeding, and the Board recognizes that there is a need for Petitioner to have Ms. Preston and Ms. McClure as back-up counsel. Ex. 1026 ¶ 9; Ex. 1027 ¶ 9. In summary, Petitioner has established good cause for their admission. Ms. Preston and Ms. McClure will be permitted to appear *pro hac vice* in the proceeding as back-up counsel only. *See* 37 C.F.R. § 42.10(c).

It is

ORDERED that Petitioner's motions for *pro hac vice* admission of Hilary L. Preston and Rachael P. McClure are *granted*;

FURTHER ORDERED that Ms. Preston and Ms. McClure are authorized to represent Petitioner as back-up counsel only;

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

FURTHER ORDERED that Ms. Preston and Ms. McClure are 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 to be subject to the Office's disciplinary jurisdiction under

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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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