

Filed: January 9, 2018

Filed on behalf of: KVK-Tech, Inc.

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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KVK-Tech, Inc.  
Petitioner

v.

Shire PLC  
Patent Owner

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Case IPR2017-00290  
U.S. Patent No. 8,846,100

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**PETITIONER'S MOTION FOR ADMISSION *PRO HAC VICE* OF  
CHAD LANDMON**

## **I. Statement of Precise Relief Requested**

Pursuant to 37 C.F.R. § 42.10(c), Petitioner KVK-Tech, Inc. requests that the Patent Trial and Appeal Board (the “Board”) admit Chad Landmon *pro hac vice* in this proceeding, IPR2017-00290.

## **II. Statement of Facts Showing Good Cause for the Board to Recognize Counsel *Pro Hac Vice* During this 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 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 Mr. Landmon *pro hac vice* in this proceeding.

1. Lead counsel, Jonathan A. Harris, is a registered practitioner. Back-up counsel, James T. Evans is also a registered practitioner.

2. Mr. Landmon is an experienced litigator who has an established familiarity with the subject matter at issue in the proceeding. Accompanying this motion as Exhibit 1041 is the Declaration of Chad Landmon in Support of Motion for

Admission *Pro Hac Vice* (“Landmon Decl.”). In his declaration, Mr. Landmon asserts:

I am a member in good standing in the Bars of Connecticut and the District of Columbia and am admitted to practice before the U.S. District Courts for the District of Columbia, District of Connecticut, Eastern District of Michigan and Southern District of New York. I am also admitted to practice before the U.S. Court of Appeals for the District of Columbia Court, the Federal Circuit, the Fourth Circuit, and the Sixth Circuit.

Landmon Decl. ¶ 3 (Ex. 41). Mr. Landmon also states that he has a prior relationship with Petitioner. *Id.* ¶ 10. Mr. Landmon also demonstrates that he has a detailed working knowledge of the relevant subject matter through his participation in prior proceedings involving amphetamine salts and Adderall<sup>®</sup> formulations as a result of participation as counsel in prior amphetamine salt-related patent cases. *Id.* ¶ 11.

3. In his declaration, Mr. Landmon 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* Landmon Decl. ¶¶ 1-11 (Ex. 41). Mr. Landmon 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 35 C.F.R. § 42. *Id.* ¶ 7. Mr. Landmon further attests that he agrees to be subject to the United States Patent and Trademark Office's 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). *Id.* ¶ 8.

### III. Conclusion

For the foregoing reasons, Petitioner respectfully requests that the Board admit Mr. Landmon *pro hac vice* in this proceeding.

Respectfully submitted,

Date: January 9, 2018

By: /s/ Jonathan A. Harris  
Jonathan A. Harris  
James T. Evans\  
Axinn, Veltrop & Harkrider LLP  
Counsel for Petitioner,  
KVK-Tech, Inc.

**CERTIFICATE OF SERVICE**

Pursuant to 37 C.F.R. §§ 42.6(e)(4) and 42.105, the undersigned certifies that a true and correct copy of this document (Petitioner's Motion for Admission *Pro Hac Vice* of Chad Landmon), and every Exhibit filed with this document, were served electronically via email on January 9, 2018, in its entirety on the following:

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Patent Owner has consented to electronic service.

/s/ James T. Evans  
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