

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE INC.,  
Petitioner,

v.

UNIVERSAL SECURE REGISTRY, LLC,  
Patent Owner.

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Case IPR2018-00812  
Patent 8,856,539 B2

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Before PATRICK R. SCANLON, GEORGIANNA W. BRADEN, and  
JASON W. MELVIN, *Administrative Patent Judges*.

MELVIN, *Administrative Patent Judge*.

ORDER

Granting Petitioner's Unopposed Motion for  
*Pro Hac Vice* Admission of Mark D. Selwyn  
37 C.F.R. § 42.10(c)

On December 17, 2018, Petitioner, Apple Inc., filed an Unopposed Motion for *Pro Hac Vice* Admission of Mark D. Selwyn (Paper 12, “Motion” or “Mot.”). The Motion was accompanied by a Declaration of Mark D. Selwyn in Support of Motion for Admission *Pro Hac Vice* (Exhibit 1134, “Declaration”). Mot. 4.

Pursuant to 37 C.F.R. § 42.10(c), we 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. In authorizing motions for *pro hac vice*, we require the moving party to provide a statement of facts showing there is good cause for us to recognize counsel *pro hac vice*, and an affidavit or declaration of the individual seeking to appear in the proceeding.

Upon review of the Motion and supporting evidence, we determine Petitioner has demonstrated that Mark D. Selwyn has sufficient legal and technical qualifications to represent Petitioner in the above-identified proceeding. Accordingly, Petitioner has established that there is good cause for admitting Mark D. Selwyn.

It is

ORDERED that the Motion seeking admission *pro hac vice* for Mark D. Selwyn is *granted*;

FURTHER ORDERED that Mark D. Selwyn is authorized to represent Petitioner as backup counsel only in this proceeding;

FURTHER ORDERED that a registered practitioner must remain as lead counsel throughout this proceeding;

FURTHER ORDERED that Mark D. Selwyn is to comply with the Office Patent Trial Practice Guide, as updated by the Office Patent Trial

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Practice Guide August 2018 Update, 83 Fed. Reg. 39,989 (Aug. 13, 2018), and the Board's Rules of Practice for Trials, as set forth in Part 42 of 37 C.F.R.;

FURTHER ORDERED that Mark D. Selwyn is to be 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);

FURTHER ORDERED that Petitioner must submit a Power of Attorney for Mark D. Selwyn in accordance with 37 C.F.R. § 42.10(b); and

FURTHER ORDERED that Petitioner must file updated Mandatory Notices identifying Mark D. Selwyn as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3).

PETITIONER:

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