

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SONY CORPORATION,
Petitioner,

v.

FUJIFILM CORPORATION,
Patent Owner.

Case IPR2018-00876 (Patent 6,462,905 B1)
Case IPR2018-00877 (Patent 6,462,905 B1)¹

Before SALLY C. MEDLEY, GREGG I. ANDERSON, and
SHEILA F. McSHANE, *Administrative Patent Judges*.

ANDERSON, *Administrative Patent Judge*.

ORDER

Granting Patent Owner's Motion for Admission
Pro Hac Vice — Katherine M. Burke
37 C.F.R. § 42.10

¹ The parties are not authorized to use this caption. The parties will continue to use the individual case captions.

IPR2018-00876 (Patent 6,462,905)

IPR2018-00877 (Patent 6,462,905)

INTRODUCTION

On November 10, 2018, Fuji Corporation (“Patent Owner”) moved for admission *pro hac vice* of Katherine M. Burke in IPR2018-00876 (“’876 IPR”) and IPR2018-00877 (“’877 IPR”). Papers 16 (’876 IPR); 12 (’877 IPR); “Motions.” Patent Owner filed a supporting declaration of Ms. Burke as part of the Motions. Sony Corporation (“Petitioner”) has not timely opposed the Motions.

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.²

Upon review of the Motions and supporting declarations, we determine that Patent Owner has demonstrated that Katharine Burke has sufficient legal and technical qualifications to represent Patent Owner in this proceeding. We also recognize the need to have her involved as backup counsel. Accordingly, Patent Owner has established good cause for admitting Katharine Burke *pro hac vice*.

² The electronic signature on the declaration does not comply with our formatting requirements. See 37 C.F.R. §§ 42.6(a)(4); 42.11(b) (both citing 37 C.F.R. §§ 11.18(a), 1.4(d)(2)). Petitioner does not object and future filings must comply with our rules.

IPR2018-00876 (Patent 6,462,905)

IPR2018-00877 (Patent 6,462,905)

ORDER

It is accordingly

ORDERED that Patent Owner's Motions for *Pro Hac Vice* Admission of Katharine Burke are *granted*, and Ms. Burke is authorized to represent Patent Owner as back-up counsel in these proceedings only;

FURTHER ORDERED that Patent Owner is to continue to have a registered practitioner represent it as lead counsel for both proceedings;

FURTHER ORDERED that Katharine Burke is 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 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.*; and

FURTHER ORDERED that a copy of this Order shall be filed in each of the '876 and '877 IPRs.

IPR2018-00876 (Patent 6,462,905)

IPR2018-00877 (Patent 6,462,905)

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