

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MERRILL COMMUNICATIONS LLC d/b/a MERRILL CORPORATION,
Petitioner,

v.

E-NUMERATE SOLUTIONS, INC.,
Patent Owner.

Case IPR2018-01392
Patent 8,185,816 B2

Before KEN B. BARRETT, JONI Y. CHANG, and
ALEX S. YAP, *Administrative Patent Judges*.

YAP, *Administrative Patent Judge*.

ORDER
Granting Petitioner's Motion for
Pro Hac Vice Admission of Adam R. Steinert
37 C.F.R. § 42.10

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Merrill Communications LLC d/b/a Merrill Corporation (“Petitioner”) filed a Motion for *Pro Hac Vice* Admission of Adam R. Steinert (“Motion”). Paper 6.¹ Petitioner provided a Declaration of Mr. Steinert in support of its Motion.² Patent Owner did not file an opposition.

Having reviewed the Motion and the Declaration of Mr. Steinert, we conclude that Mr. Steinert has sufficient qualifications to represent Petitioner in this proceeding and that Petitioner has shown good cause for Mr. Steinert’s *pro hac vice* admission. *See Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639, Order Authorizing Motion for *Pro Hac Vice* Admission, Paper 7 (PTAB October 15, 2013) (setting forth requirements for *pro hac vice* admission). Mr. Steinert is permitted to appear *pro hac vice* in this proceeding as back-up counsel only. *See* 37 C.F.R. § 42.10(c).

¹ For future filings, the Parties shall conform the caption pages of their filings to that of this Order.

² For future filings, evidence in support of any motions or briefs must be filed as an exhibit rather than appended to the end of the motions or briefs.

ORDER

It is

ORDERED that Petitioner's Motion for *Pro Hac Vice* Admission of Adam R. Steinert is *granted*, and Mr. Steinert is authorized to represent Petitioner only as back-up counsel in this proceeding;

FURTHER ORDERED that Petitioner must file a power of attorney within 3 business days designating Mr. Steinert in accordance with 37 C.F.R. § 42.10(b), if he is not already included in a previously filed power of attorney;

FURTHER ORDERED that Petitioner must file an updated mandatory notice identifying Mr. Steinert as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3)), if he is not already identified as back-up counsel in a previous filing;

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

FURTHER ORDERED that Mr. Steinert is to comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials, as set forth in Title 37, Part 42 of the Code of Federal Regulations; and

FURTHER ORDERED that Mr. Steinert is subject to the USPTO's disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and the USPTO's Rules of Professional Conduct set forth at 37 C.F.R. §§ 11.101 *et seq.*

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FOR PETITIONER:

Katherine Rahlin
krahlin@fredlaw.com

FOR PATENT OWNER:

Gregory Gonsalves
gonsalves@gonsalveslawfirm.com

George Gordon
andrew@agordonlawfirm.com