

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN PHARMACEUTICALS INC.,
Petitioner,

v.

BIOGEN MA INC,
Patent Owner.

Case IPR2018-01403
Patent 8,399,514 B2

Before SHERIDAN K. SNEDDEN, JENNIFER MEYER CHAGNON, and
JACQUELINE T. HARLOW, *Administrative Patent Judges*.

SNEDDEN, *Administrative Patent Judge*.

DECISION

Granting Petitioner's Motions for *Pro Hac Vice* Admission of
Michael A. Chajon and Shannon M. Bloodworth
37 C.F.R. § 42.10(c)

Petitioner filed a Motion for *pro hac vice* admission of Michael A. Chajon (Paper 44) (“Chajon Motion”) and Motion for *pro hac vice* admission of Shannon M. Bloodworth (Paper 52) (“Bloodworth Motion”) in the above-identified proceeding. Petitioner also filed a supporting declaration from Mr. Chajon (Exhibit 1061) and a supporting declaration from Ms. Bloodworth (Exhibit 1062). Petitioner states that Patent Owner does not oppose either Motion. Chajon Motion 1; Bloodworth Motion 1.

Pursuant to 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. In its notice authorizing motions for *pro hac vice* admission, the Board requires a statement of facts showing there is good cause for the Board to recognize counsel *pro hac vice*, and an affidavit or declaration of the individual seeking to appear in this proceeding. See Paper 4, 2 (citing *Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639, Paper 7 (PTAB Oct. 15, 2013) (representative “Order – Authorizing Motion for *Pro Hac Vice* Admission”)).

The Board has reviewed the submissions and determined that the requirements of 37 C.F.R. § 42.10 have been met, and that there is good cause to admit Mr. Chajon and Ms. Bloodworth *pro hac vice*.

It is, therefore,

ORDERED that the Motions (Papers 44, 52) are *granted*, and Mr. Chajon and Ms. Bloodworth are authorized to represent Petitioner as back-up counsel in the above-listed proceeding;

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FURTHER ORDERED that Petitioner shall submit, within ten (10) business days of the date of this order, a Power of Attorney for Mr. Chajon and Ms. Bloodworth in accordance with 37 C.F.R. § 42.10(b);¹

FURTHER ORDERED that Mr. Chajon and Ms. Bloodworth shall comply with the Office Patent Trial Practice Guide, as updated by the July 2019 Update, 84 Federal Register 33,925 (July 16, 2019), and the Board's Rules of Practice for Trials, as set forth in Part 42 of Title 37, Code of Federal Regulations;

FURTHER ORDERED that Mr. Chajon and Ms. Bloodworth are subject to the USPTO's Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.* and to the USPTO's disciplinary jurisdiction under 37 C.F.R. § 11.19(a); and

FURTHER ORDERED that Petitioner shall continue to have a registered practitioner represent it as lead counsel in this proceeding; Mr. Chajon and Ms. Bloodworth are authorized to represent Petitioner only as back-up counsel in this proceeding.

¹ If either Mr. Chajon or Ms. Bloodworth intends to present argument at oral hearing, the Power of Attorney must be submitted prior to the hearing date.

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