

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CANON U.S.A., INC.,

Petitioner,

v.

CELLSPIN SOFT, INC.,

Patent Owner.

Case IPR2019-00127

Patent 9,258,698 B2

Before GREGG I. ANDERSON, DANIEL J. GALLIGAN, and
STACY B. MARGOLIES, *Administrative Patent Judges*.

ANDERSON, *Administrative Patent Judge*.

DECISION

Granting Patent Owner's Motion to Withdraw Counsel and
Substitute New Counsel
37 C.F.R. § 42.10(e)

I. DISCUSSION

Patent Owner, Cellspin Soft, Inc., filed a Motion for Withdrawal and Substitution of Backup Counsel pursuant to 37 C.F.R. § 42.10. Paper 10 (“Mot.”). In its Motion, Patent Owner requests authorization to withdraw its current back-up counsel, Mr. Eric Carr, and “appointment of Stephen F. Schlather (USPTO Reg. No. 45,081) of Edmonds & Schlather, PLLC.” Mot. 2. Patent Owner represents that Mr. Carr is leaving the employ of Edmonds & Schlather, PLLC and Patent Owner requests that current designated backup counsel, Mr. Carr, “be deemed withdrawn from the present proceeding, and new backup counsel, Stephen F. Schlather be designated backup counsel.” *Id.* Petitioner, Canon U.S.A., Inc. does not oppose the Motion. *Id.*

II. ORDER

In consideration of the foregoing, it is:

ORDERED that Patent Owner may withdraw its back-up counsel, Mr. Carr, from this proceeding;

FURTHER ORDERED that Patent Owner shall file a Power of Attorney under 37 C.F.R. § 42.10(b) and update its mandatory notice under 37 C.F.R. § 42.8(b) designating Mr. Schlather as an additional attorney to transact business in this proceeding; and

FURTHER ORDERED that upon filing of the updated power of attorney and mandatory notice, Mr. Schlather will be recognized as Patent Owner’s new backup counsel for this proceeding.

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PETITIONER:

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