

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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PANASONIC CORPORATION AND PANASONIC CORPORATION OF  
NORTH AMERICA, GOPRO, INC., GARMIN INTERNATIONAL, INC.,  
AND GARMIN USA, INC.,  
Petitioner,

v.

CELLSPIN SOFT, INC.,  
Patent Owner.

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Case IPR2019-00131<sup>1</sup>  
Patent 9,258,698 B2

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

ANDERSON, *Administrative Patent Judge*.

ORDER  
Granting Petitioner's Motion for Admission  
*Pro Hac Vice* — David Medina  
37 C.F.R. § 42.10

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<sup>1</sup> GoPro, Inc., Garmin International, Inc. and Garmin USA, Inc. v. Cellspin Soft, Inc. were joined as parties to this proceeding. Paper 29.

## INTRODUCTION

On November 5, 2019, Panasonic Corporation of North America and Panasonic Corporation (collectively “Petitioner”) moved for admission *pro hac vice* of David Medina in the above-referenced proceeding. Paper 26 (“Motion”). Petitioner filed a supporting declaration of Mr. Medina as part of the Motion. Paper 27.<sup>2</sup> Petitioner indicates that Cellspin Soft, Inc. (“Patent Owner”) does not oppose the Motion. Paper 26, 3.

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 the supporting declaration, we determine that Petitioner has demonstrated that David Medina has sufficient legal and technical qualifications to represent Petitioner in this proceeding. We also recognize the need to have him involved as backup counsel. Accordingly, Petitioner has established good cause for admitting David Medina *pro hac vice*.

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<sup>2</sup> Petitioner filed the Declaration as a separate paper (Paper 27) in the Patent Trial and Appeal Board End to End (PTAB E2E) system. The parties are reminded that affidavits and declarations must be filed as exhibits, so they may be referenced individually by exhibit number. *See* 37 C.F.R. § 42.63.

ORDER

It is accordingly

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

FURTHER ORDERED that Petitioner is to continue to have a registered practitioner represent it as lead counsel for the proceeding;

FURTHER ORDERED that David Medina is to 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 August 2018 Update, 83 Federal Register 39,989 (Aug. 13, 2018), 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 David Medina is 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.*;

FURTHER ORDERED that, within seven (7) business days of the date of this Order, Petitioner shall submit a Power of Attorney for David Medina in the instant proceeding in accordance with 37 C.F.R. § 42.10(b); and

FURTHER ORDERED that Petitioner shall file updated mandatory notices in the instant proceeding, identifying David Medina as back-up counsel, in accordance with 37 C.F.R. § 42.8(b)(3).

IPR2019-00131  
Patent 9,258,698 B2

PETITIONER:

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