

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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ILLUMINA, INC.,  
Petitioner,

v.

TRUSTEES OF COLUMBIA UNIVERSITY  
IN THE CITY OF NEW YORK,  
Patent Owner.

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IPR2020-00988 (Patent 10,407,458 B2)  
IPR2020-01065 (Patent 10,407,459 B2)  
IPR2020-01125 (Patent 10,457,984 B2)  
IPR2020-01177 (Patent 10,435,742 B2)  
IPR2020-01323 (Patent 10,428,380 B2)<sup>1</sup>

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Before ZHENYU YANG, JAMES A. WORTH, ROBERT A. POLLOCK,  
MICHELLE N. ANKENBRAND, and DEVON ZASTROW NEWMAN  
*Administrative Patent Judges.*<sup>2</sup>

PER CURIAM

DECISION

Granting Petitioner's Motion for *Pro Hac Vice*  
Admission of William R. Zimmerman  
*37 C.F.R. § 42.10*

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<sup>1</sup> This Order applies to each of the above-listed proceedings. We exercise our discretion to issue one Order to be filed in each proceeding. Unless otherwise authorized, the parties shall not use this heading style in any subsequent papers.

<sup>2</sup> This is not a decision by an expanded panel.

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IPR2020-01323 (Patent 10,428,380 B2)

Petitioner filed a Motion for *Pro Hac Vice* admission of William R. Zimmerman (Paper 8 (“Motion”))<sup>3</sup> as well as a supporting declaration from Mr. Zimmerman (Exhibit 1124 (“Declaration”)) in each of the above-listed proceedings. Petitioner represents that Patent Owner does not oppose the Motion. Motion 1. For the following reasons, the Motion is *granted*.

In accordance with 37 C.F.R. § 42.10(c), we may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause. In authorizing a motion for *pro hac vice* admission, the Board requires the moving party to provide 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 the proceeding. *See Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639, Paper 7 (PTAB Oct. 15, 2013).

Having reviewed the Motion and supporting Declaration in each of the above-listed proceedings, good cause exists for granting admission *pro hac vice* to Mr. Zimmerman.

Accordingly, it is:

ORDERED that the Motion for *Pro Hac Vice* Admission of William R. Zimmerman is *granted* in each of the above-listed proceedings;

FURTHER ORDERED that a registered practitioner will continue to represent Petitioner as lead counsel in each of the above-listed proceedings;

FURTHER ORDERED that Mr. Zimmerman is authorized to

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<sup>3</sup> Our citations to Papers and Exhibits are to those filed in IPR2020-00988. Similar Papers and Exhibits were filed in each of the other proceedings.

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IPR2020-01323 (Patent 10,428,380 B2)

represent Petitioner only as back-up counsel in each of the above-listed proceedings;

FURTHER ORDERED that Mr. Zimmerman shall comply with the Office's America Invents Act (AIA) Trial Practice Guide, as updated by the Consolidated Trial Practice Guide ("Consolidated Practice Guide"), *available at* <https://www.uspto.gov/TrialPracticeGuideConsolidated>; *see also* 84 Fed. Reg. 64,280 (Nov. 21, 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 that Mr. Zimmerman is 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 promptly submit an updated mandatory notice identifying Mr. Zimmerman as back-up counsel in each of the above-listed proceedings, in accordance with 37 C.F.R. § 42.8(b)(3).

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