

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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DISH NETWORK, L.L.C.,  
Petitioner,

v.

BROADBAND iTV, INC.,  
Patent Owner.

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IPR2020-01267 (Patent 10,028,026 B2)  
IPR2020-01280 (Patent 9,998,791 B2)  
IPR2020-01332 (Patent 10,506,269 B2)  
IPR2020-01359 (Patent 9,648,388 B2)<sup>1</sup>

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Before JEFFREY S. SMITH, JUSTINT. ARBES, and  
DANIEL J. GALLIGAN, *Administrative Patent Judges*.

ARBES, *Administrative Patent Judge*.

ORDER  
Granting Petitioner's Motions for  
*Pro Hac Vice* Admission of Clement Roberts  
*37 C.F.R. § 42.10*

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<sup>1</sup> This Order addresses an issue pertaining to all four cases. Therefore, we exercise our discretion to issue a single Order to be filed in each case. The parties are not authorized to use this style heading for any subsequent papers.

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On April 27, 2021, Petitioner filed a motion for *pro hac vice* admission of Clement Roberts, accompanied by a declaration from Mr. Roberts, in each of the instant proceedings. *See* Paper 32; Ex. 1050.<sup>2</sup> Patent Owner did not file an opposition to any of the motions.

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

In consideration of the foregoing, it is hereby:

ORDERED that Petitioner's motions for *pro hac vice* admission of Clement Roberts in the instant proceedings are *granted*, and Mr. Roberts is authorized to represent Petitioner only as back-up counsel;

FURTHER ORDERED that Petitioner is to continue to have a registered practitioner as lead counsel in the instant proceedings;

FURTHER ORDERED that Mr. Roberts is to comply with the Patent Trial and Appeal Board's Consolidated Trial Practice Guide (November 2019), *available at* <https://www.uspto.gov/TrialPracticeGuideConsolidated>,

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<sup>2</sup> Petitioner filed a similar motion and declaration in each proceeding. *See* IPR2020-01267, Paper 32, Ex. 1050; IPR2020-01280, Paper 37, Ex. 1038; IPR2020-01332, Paper 29, Ex. 1047; IPR2020-01359, Paper 33, Ex. 1038. We refer herein to those filed in Case IPR2020-01267 for convenience.

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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. Roberts 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. §§ 11.101–11.901; and

FURTHER ORDERED that Petitioner shall file in each of the instant proceedings, within ten (10) business days of the date of this Order, a power of attorney for Mr. Roberts in accordance with 37 C.F.R. § 42.10(b) and updated mandatory notice information in accordance with 37 C.F.R. § 42.8(b)(3).

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