

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NEW WORLD MEDICAL, INC.,
Petitioner,

v.

MICROSURGICAL TECHNOLOGY, INC.,
Patent Owner.

IPR2020-01573, Patent 9,107,729 B2
IPR2020-01711, Patent 9,358,155 B2
IPR2021-00017, Patent 9,820,885 B2
IPR2021-00065, Patent 10,123,905 B2
IPR2022-00684, Patent 10,888,460 B2¹

Before JAMES A. TARTAL, JAMES A. WORTH,
ROBERT A. POLLOCK, RYAN H. FLAX, and
DEVON ZASTROW NEWMAN, *Administrative Patent Judges*.²

FLAX, *Administrative Patent Judge*.

ORDER
Granting Patent Owner's Motion for Withdrawal
and Substitution of Counsel
37 C.F.R. § 42.10

¹ 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 authorized, the parties shall not use this heading style in any papers.

² This is not a decision by an expanded panel.

IPR2020-01573, Patent 9,107,729; IPR2020-01711, Patent 9,358,155;
IPR2021-00017, Patent 9,820,885; IPR2021-00065, Patent 10,123,905;
IPR2022-00684, Patent 10,888,460

On May 11, 2022, pursuant to our authorization via email, MicroSurgical Technology, Inc. (“Patent Owner”) filed a Motion for Withdrawal and Substitution of Counsel in each of the above-identified proceedings. Paper 66 (“Motion”).³ Patent Owner requests withdrawal of Lawrence M. Sung (Reg. No. 38,330) as lead counsel, and Mary Sylvia (Reg. No. 37,156) and Teresa M. Summers (*pro hac vice*) as back-up counsel. *Id.* at 1. Patent Owner seeks to designate Larissa S. Bifano (Reg. No. 59,051) as new lead counsel and Yousuf U. Ahmed (Reg. No. 74,070) as new back-up counsel. *Id.* Patent Owner represents that Petitioner does not oppose the Motion. Motion 2.

Patent Owner filed Power of Attorney for practitioners associated with Customer Number 128166, with which Ms. Bifano and Mr. Ahmed are associated. Paper 67. Patent Owner also filed Updated Mandatory Notices omitting Mr. Sung, Ms. Sylvia, and Ms. Summers, and listing Ms. Bifano as lead counsel and Mr. Ahmed as back-up counsel. Paper 68.

Counsel may withdraw from an *inter partes* review proceeding with Board authorization. 37 C.F.R. § 42.10(e). Under the circumstances, we *grant* Patent Owner’s Motion.

Accordingly, it is:

ORDERED that Patent Owner’s Motion for Withdrawal and Substitution of Counsel in each of the above-listed proceedings is *granted*;

³ For efficiency, we cite to the record from IPR2020-01573; the records in the related proceedings are similar.

IPR2020-01573, Patent 9,107,729; IPR2020-01711, Patent 9,358,155;
IPR2021-00017, Patent 9,820,885; IPR2021-00065, Patent 10,123,905;
IPR2022-00684, Patent 10,888,460

FURTHER ORDERED that Lawrence M. Sung, Mary Sylvia, and Teresa M. Summers are withdrawn as counsel for Patent Owner in the above-listed proceedings; and

FURTHER ORDERED that Larissa S. Bifano is recognized as lead counsel and Yousuf U. Ahmed is recognized as back-up counsel for Patent Owner in the above-listed proceedings.

IPR2020-01573, Patent 9,107,729; IPR2020-01711, Patent 9,358,155;
IPR2021-00017, Patent 9,820,885; IPR2021-00065, Patent 10,123,905;
IPR2022-00684, Patent 10,888,460

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