

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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SAMSUNG ELECTRONICS CO. LTD.,  
SAMSUNG ELECTRONICS AMERICA, INC., and APPLE INC.,  
Petitioner,

v.

NEONODE SMARTPHONE LLC,  
Patent Owner.

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IPR2021-00145  
Patent 8,812,993 B2

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Before MICHELLE N. ANKENBRAND, KARA L. SZPONDOWSKI, and  
CHRISTOPHER L. OGDEN, *Administrative Patent Judges*.

PER CURIUM.

ORDER  
Granting Petitioner's Motion for  
*Pro Hac Vice* Admission of Zachary Loney  
*37 C.F.R. § 42.10*

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On November 24, 2021, Petitioner filed a motion and supporting declaration for admission *pro hac vice* of Zachary Loney. *See* Paper 41; Ex. 1050. Petitioner states that counsel for Patent Owner does not oppose the motion. Paper 41, 3.

Having reviewed the motions and declarations, we find that Mr. Loney has sufficient qualifications to represent Petitioner in these proceedings, and that Petitioner has shown good cause for admission *pro hac vice* of Mr. Loney. *See Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639, Paper 7 (PTAB Oct. 15, 2013) (setting forth the requirements for *pro hac vice* admission). Mr. Loney is 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 motion for admission *pro hac vice* of Zachary Loney in this proceeding is *granted*, and Mr. Loney 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 this proceeding;

FURTHER ORDERED that Mr. Loney is to comply with the Patent Trial and Appeal Board's Consolidated Trial Practice Guide (November 2019), available at <https://go.usa.gov/xpvPF>, 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. Loney 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;

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FURTHER ORDERED that Petitioner shall submit, within ten (10) business days of the date of this order, a Power of Attorney for Mr. Loney in accordance with 37 C.F.R. § 42.10(b) in this proceeding; and

FURTHER ORDERED that Petitioner shall file an updated mandatory notice in this proceeding, according to 37 C.F.R. § 42.8(b)(3), providing updated information regarding back-up counsel.

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