

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLIED MATERIALS, INC.,
Petitioner,

v.

OCEAN SEMICONDUCTOR LLC,
Patent Owner.

IPR2021-01342 (Patent 6,968,248 B1)
IPR2021-01344 (Patent 6,907,305 B2)¹

Before MIRIAM L. QUINN, JOHN D. HAMANN, and DAVID COTTA,
Administrative Patent Judges.

QUINN, *Administrative Patent Judge.*

ORDER
Conditionally Granting Patent Owner's Motion for
Pro Hac Vice Admission of Peter A. Mazur
37 C.F.R. § 42.10

¹ This Order addresses issues that are the same in each of these proceedings. We exercise our discretion to issue one Order to be filed in each case. The parties are not authorized to use this style heading for any subsequent papers.

IPR2021-01342 (Patent 6,968,248 B1)
IPR2021-01344 (Patent 6,907,305 B2)

On June 21, 2022, Patent Owner filed Motions requesting *Pro Hac Vice* Admission of Peter A. Mazur in the above-identified proceedings. Paper 25.² Patent Owner submitted Declarations from Mr. Mazur in support of the Motions. Ex. 2043. Patent Owner states that the Motions are unopposed.

Pursuant to 37 C.F.R. § 42.10(c), the Board 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 its notice authorizing motions for *pro hac vice* admission, the Board requires 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* Paper 3, 2 (citing *Unified Patents, Inc. v. Parallel Iron, LLC*, Case IPR2013-00639, Paper 7 (PTAB Oct. 15, 2013) (representative “Order – Authorizing Motion for *Pro Hac Vice* Admission”)).

Based on the facts set forth in the Motions and the accompanying Declarations, we conclude that Mr. Mazur has sufficient legal and technical qualifications to represent Patent Owner in this proceeding, that Mr. Mazur has demonstrated sufficient litigation experience and familiarity with the subject matter of this proceeding, that Mr. Mazur meets all other requirements for admission *pro hac vice*. *See* Paper 25, 1–3.³ Accordingly, Patent Owner has established good cause for *pro hac vice* admission of Mr. Mazur. Mr. Mazur will be permitted to appear *pro hac vice* as back-up counsel only. *See* 37 C.F.R. § 42.10(c).

² All citations are to IPR2021-01342 with the understanding that the other proceeding includes papers and exhibits having substantially the same substantive content.

³ The motion (Paper 25, 2) for IPR2021-01342 refers to Patent 6,907,305. This appears to be a typographical error, with the intended reference to Patent 6,968,248, that does not affect our review of the submissions in this case.

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Upon review of the records before us, we note, however, that Power of Attorney in accordance with 37 C.F.R. § 42.10(b) have not been submitted for Mr. Mazur in the above-identified proceedings. In view thereof, and for the reasons set forth below, Patent Owner's Motions are *conditionally granted*, to be effective after Patent Owner files the aforementioned Power of Attorney.

It is therefore,

ORDERED that Patent Owner's Motions for *pro hac vice* admission of Peter A. Mazur are *conditionally granted* provided that within ten (10) business days of the date of this Order, Patent Owner submits Powers of Attorney in the above-identified proceedings, in accordance with 37 C.F.R. § 42.10(b);

FURTHER ORDERED that Patent Owner must file updated mandatory notices identifying Mr. Mazur as back-up counsel in the above-identified proceedings, within twenty-one (21) business days of the date of this Order, in accordance with 37 C.F.R. § 42.8(b)(3);

FURTHER ORDERED that Mr. Mazur is authorized to represent Patent Owner only as back-up counsel in the above-identified proceedings;

FURTHER ORDERED that Patent Owner is to continue to have a registered practitioner represent it as lead counsel in the above-identified proceedings;

FURTHER ORDERED that Mr. Mazur is to comply with the Patent Trial and Appeal Board's Consolidated Trial Practice Guide⁴ (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; and

⁴ Available at <https://www.uspto.gov/TrialPracticeGuideConsolidated>.

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FURTHER ORDERED that Mr. Mazur is subject to the USPTO's Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.* and to the Office's disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

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