

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

TELEFONAKTIEBOLAGET LM ERICSSON,
Patent Owner.

IPR2022-00337 (Patent 10,454,655 B2)
IPR2022-00338 (Patent 8,995,357 B2)
IPR2022-00343 (Patent 9,300,432 B2)¹

Before SALLY C. MEDLEY, SHARON FENICK,
STEVEN M. AMUNDSON, and STEPHEN E. BELISLE,
*Administrative Patent Judges.*²

PER CURIAM.

ORDER
Granting Motion to Withdraw and Substitute Counsel
37 C.F.R. § 42.10

¹ We exercise our discretion to issue one Order for these proceedings. These proceedings have not been consolidated, and the parties are not permitted to use this caption.

² This is not an expanded panel. A three-judge panel is assigned to each proceeding.

IPR2022-00337 (Patent 10,454,655 B2)

IPR2022-00338 (Patent 8,995,357 B2)

IPR2022-00343 (Patent 9,300,432 B2)

In IPR2022-00337, Apple Inc. (“Petitioner”) filed a Petition requesting an *inter partes* review of claims 1–40 in U.S. Patent No. 10,454,655 B2, and Telefonaktiebolaget LM Ericsson (“Patent Owner”) filed a Preliminary Response. In IPR2022-00338, Petitioner filed a Petition requesting an *inter partes* review of claims 1–4, 6–10, 12, 14–17, and 19–24 in U.S. Patent No. 8,995,357 B2, and Patent Owner filed a Preliminary Response. In IPR2022-00343, Petitioner filed a Petition requesting an *inter partes* review of claims 1–18 in U.S. Patent No. 9,300,432 B2, and Patent Owner filed a Preliminary Response.

In each proceeding, Patent Owner filed a Motion to withdraw and substitute counsel. Paper 9.³ In particular, Patent Owner “requests that Brian W. Oaks, be permitted to withdraw as counsel of record and that Chad Walters (Reg. No. 48,022) be substituted as Lead Counsel.” *Id.* at 1. Patent Owner states that “Mr. Walters is currently First Backup Counsel in these proceedings, is a registered practitioner, meets the requirements of 37 C.F.R. § 42.10, and is ready and able to take over representation in these proceedings” and that “withdrawal will not cause any material prejudice to any party or any delay in any of the proceedings.” *Id.*

Patent Owner states that Petitioner’s counsel “has indicated that Petitioner will not oppose the withdrawal of Mr. Oaks.” *Id.*

Mr. Oaks no longer works for the law firm representing Patent Owner in these proceedings. *See* Ex. 3001.

³ We cite to paper and exhibit numbers filed in IPR2022-00337. Similar papers were filed in each proceeding, and we enter the same exhibit in each proceeding.

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Under these circumstances, Patent Owner has shown good cause to withdraw Mr. Oaks as lead counsel and substitute Mr. Walters as lead counsel.

Accordingly, it is

ORDERED that Patent Owner's Motion to withdraw and substitute counsel is granted.

IPR2022-00337 (Patent 10,454,655 B2)

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