

**UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD**

CHANEL, INC.,
Petitioner,

v.

MOLO DESIGN LTD.,
Patent Owner.

Case IPR2022-00545
U.S. Patent No. 9,689,161

**CHANEL, INC.'S MOTION FOR *PRO*
HAC VICE ADMISSION OF
SHANNON L. BJORKLUND UNDER 37 C.F.R. § 42.10(c)**

I. RELIEF REQUESTED

Pursuant to 37 C.F.R. § 42.10(c), Petitioner Chanel, Inc., (“Chanel”), by and through its attorneys, respectfully requests that the Board admit Shannon L. Bjorklund *pro hac vice* in this proceeding.

II. GOVERNING LAW, RULES, AND PRECEDENT

Section 42.10(c) states as follows:

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 and to any other conditions as the Board may impose. For example, where the lead counsel is a registered practitioner, a motion to appear *pro hac vice* by counsel who is not a registered practitioner may be granted upon showing that counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding.

Further, the Board requires that a motion for *pro hac vice* admission be filed in accordance with the “ORDER-AUTHORIZING MOTION FOR PRO HAC VICE ADMISSION – 37 C.F.R. § 42.10” in *Unified Patents, Inc. v. Parallel Iron, LLC*, Case No. IPR2013-00639 (“Representative Order”). The Representative Order states that the motion must “[c]ontain a statement of facts showing there is good cause for the Board to recognize counsel *pro hac vice* during the proceeding,” and “[b]e accompanied by an affidavit or declaration of the individual seeking to appear attesting to the following:”

- i. Membership in good standing of the Bar of at least one State or the District of Columbia;

- ii. No suspensions or disbarments from practice before any court or administrative body;
- iii. No application for admission to practice before any court or administrative body ever denied;
- iv. No sanctions or contempt citations imposed by any court or administrative body;
- v. The individual seeking to appear has read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in part 42 of the C.F.R.;
- vi. The individual will be subject to the USPTO Code of Professional Responsibility set forth in 37 C.F.R. §§10.20 *et seq.*¹ and disciplinary jurisdiction under 37 C.F.R. § 11.19(a);
- vii. All other proceedings before the Office for which the individual has applied to appear *pro hac vice* in the last three (3) years; and
- viii. Familiarity with the subject matter at issue in the proceeding.

¹ The USPTO Code of Professional Responsibility in 37 C.F.R. § 10.20 *et seq.* was replaced by the USPTO Rules of Professional Conduct in 37 C.F.R. § 11.101 *et seq.*, effective May 3, 2013.

III. STATEMENT OF FACTS

Based on the following statement of facts, and supported by the Declaration of Shannon L. Bjorklund submitted herewith, Chanel submits that a showing of good cause has been made and respectfully requests the *pro hac vice* admission of Shannon L. Bjorklund in this proceeding:

1. Chanel's lead counsel, Gina Cornelio is a registered practitioner (Reg. No. 64,336.
2. Chanel's backup counsel, Mark A. Miller (Reg. No. 44,944) is a registered practitioner.
3. Ms. Bjorklund is a Partner at the law firm of Dorsey & Whitney, LLP ("Dorsey") and is counsel of record for Petitioner, Chanel, Inc. ("Chanel") in the related district court litigation, *Molo Design, Ltd. v. Chanel, Inc.*, Civil No. 21-CV-1578 (VEC) (S.D.N.Y.) ("S.D.N.Y. Litigation"). Ms. Bjorklund joined Dorsey as an Associate in January 2011. (Declaration of Shannon L. Bjorklund in Support of Chanel's Motion for *pro hac vice* Admission of Shannon L. Bjorklund under 37 C.F.R. § 42.10(c).)
4. Ms. Bjorklund is a litigation attorney with specific experience in patent law and patent law litigation. Ms. Bjorklund has represented clients in numerous patent infringement actions across the country. (*Id.*)

5. Ms. Bjorklund is a member in good standing of the state of Minnesota.
(Id.)
6. Ms. Bjorklund has never been suspended or disbarred from practice before any court or administrative body. *(Id.)*
7. No application filed by Ms. Bjorklund for admission to practice before any court or administrative body has ever been denied. *(Id.)*
8. No sanctions or contempt citations have been imposed against Ms. Bjorklund by any court or administrative body. *(Id.)*
9. Ms. Bjorklund has read and agrees to comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in part 42 of the C.F.R. *(Id.)*
10. Ms. Bjorklund understands that she will be subject to the USPTO Rules of Professional Conduct 37 C.F.R. §§ 11.101 *et seq.* and disciplinary jurisdiction under 37 C.F.R. §11.19(a). *(Id.)*
11. Ms. Bjorklund has not applied to appear *pro hac vice* in any proceedings before the United States Patent and Trademark Office in the last three (3) years. *(Id.)*
12. Ms. Bjorklund has an established familiarity with the subject matter at issue in this, and the other related proceeding noted below. Ms. Bjorklund has familiarity with the subject matter at issue in this proceeding and in the related S.D.N.Y. Litigation in which U.S.

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