

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

adidas AG  
Petitioner

v.

NIKE, Inc.  
Patent Owner

---

Case IPR2013-00067  
Patent 7,347,011 B2

---

Before JOSIAH C. COCKS, JAMES B. ARPIN, and SCOTT A. DANIELS,  
*Administrative Patent Judges.*

ARPIN, *Administrative Patent Judge.*

DECISION  
Granting Motion to Withdraw  
*37 C.F.R. § 42.10(e)*

On August 14, 2020, Patent Owner filed updated Mandatory Notices (Paper 72) naming new lead and back-up counsel and an updated power of attorney (Paper 73). On August 24, 2020, after obtaining our e-mail authorization pursuant to 37 C.F.R. § 42.20(b), J. Pieter van Es, Thomas K. Pratt, H. Wayne Porter, and Joseph M. Skerpon (hereinafter “the withdrawing attorneys”) of Banner & Witcoff, Ltd.

IPR2013-00067

Patent 7,347,011 B2

filed a joint Motion to Withdraw as Patent Owner's counsel in this *inter partes* review. IPR2013-00067, Paper 76 ("Mot."). No opposition has been filed, and Patent Owner indicates that Petitioner does not oppose this Motion to Withdraw. Mot. 3. For the following reasons, the motion is granted.

Counsel may withdraw from an *inter partes* review proceeding only with authorization from the Board. 37 C.F.R. § 42.10(e). Normally, this is accomplished by filing a motion to withdraw, which requires Board authorization *before* filing. *See* 37 C.F.R. § 42.20(b). Once authorization is granted, the motion then is made by the attorney(s) seeking to withdraw. *See, e.g.*, IPR2013-00010, Paper 30.

The withdrawing attorneys have complied with our procedures. Patent Owner already has designated new lead and back-up counsel, who are a registered practitioners, and does not seek any time extensions.

It is therefore

ORDERED that the withdrawing attorneys' Motion to Withdraw is granted;

FURTHER ORDERED that J. Pieter van Es, Thomas K. Pratt, H. Wayne Porter, and Joseph M. Skerpon are permitted to withdraw as counsel in this *inter partes* review;

FURTHER ORDERED that Christopher J. Renk and Michael J. Harris of Arnold & Porter Kaye Scholer LLP are recognized as Patent Owner's lead and back-up counsel, respectively, in this *inter partes* review; and

FURTHER ORDERED that Patent Owner shall update the Board's electronic filing system to reflect the change in lead counsel.

IPR2013-00067  
Patent 7,347,011 B2

WITHDRAWING ATTORNEYS:

Jonathan van Es  
Thomas K. Pratt  
BANNER & WITCOFF, LTD.  
pvanes@bannerwitcoff.com  
tpratt@bannerwitcoff.com

Joseph M. Skerpon  
H. Wayne Porter  
BANNER & WITCOFF, LTD.  
jskerpon@bannerwitcoff.com  
wporter@bannerwitcoff.com

PETITIONER:

Mitchell G. Stockwell  
Vaibhav P. Kadaba  
Tiffany L. Williams  
KILPATRICK TOWNSEND & STOCKTON LLP  
mstockwell@kilpatricktownsend.com  
wkadaba@kilpatricktownsend.com  
tiwilliams@kilpatricktownsend.com

Theodore G. Brown III  
KILPATRICK TOWNSEND & STOCKTON LLP  
tbrown@kilpatricktownsend.com

IPR2013-00067  
Patent 7,347,011 B2  
PATENT OWNER:

Christopher J. Renk  
Michael J. Harris  
ARNOLD & PORTER KAYE SCHOLER LLP  
chris.renk@arnoldporter.com  
michael.harris@arnoldporter.com