

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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PRAXAIR DISTRIBUTION, INC.,  
Petitioner,

v.

INO THERAPEUTICS LLC,  
Patent Owner.

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Case IPR2015-00884 (Patent 8,291,904 B2)  
Case IPR2015-00888 (Patent 8,776,794 B2)  
Case IPR2015-00889 (Patent 8,573,209 B2)  
Case IPR2015-00891 (Patent 8,573,210 B2)  
Case IPR2015-00893 (Patent 8,776,795 B2)<sup>1</sup>

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Before KEN B. BARRETT, MICHAEL J. FITZPATRICK, and  
SCOTT A. DANIELS, *Administrative Patent Judges*.

FITZPATRICK, *Administrative Patent Judge*.

DECISION

Petitioner's Motion For *Pro Hac Vice* Admission of Michael J. Abernathy  
*37 C.F.R. § 42.10*

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<sup>1</sup> This Decision employs a joint caption, as it is being entered in each of the five identified *inter partes* reviews. The parties may not use a joint caption unless authorized.

IPR2015-00884  
IPR2015-00888  
IPR2015-00889  
IPR2015-00891  
IPR2015-00893

Patent 8,291,904 B2  
Patent 8,776,794 B2  
Patent 8,573,209 B2  
Patent 8,573,210 B2  
Patent 8,776,795 B2

Petitioner, Praxair Distribution, Inc., moves, to have Michael J. Abernathy admitted *pro hac vice* as backup counsel in each of these *inter partes* reviews. *See, e.g.*, IPR2015-00884, Paper 17.

Patent Owner, INO Therapeutics LLC, does not oppose the Motions. We grant the Motions.

Accordingly, it is

ORDERED that Michael J. Abernathy is admitted *pro hac vice* to represent Petitioner as backup counsel in each of these *inter partes* reviews;

FURTHER ORDERED that Mr. Abernathy must comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials, as set forth in Title 37, Part 42 of the Code of Federal Regulations; and

FURTHER ORDERED that Mr. Abernathy is subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101–11.901 and the Office's disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

IPR2015-00884  
IPR2015-00888  
IPR2015-00889  
IPR2015-00891  
IPR2015-00893

Patent 8,291,904 B2  
Patent 8,776,794 B2  
Patent 8,573,209 B2  
Patent 8,573,210 B2  
Patent 8,776,795 B2

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