

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TWILIO INC.,
Petitioner,

v.

TELESIGN CORPORATION,
Patent Owner.

IPR2016-00360 (US 7,945,034 B2)
IPR2016-00450 (US 8,462,920 B2)
IPR2016-00451 (US 8,867,038 B2)¹

Before SALLY C. MEDLEY, JUSTIN T. ARBES, and KIMBERLY
MCGRAW, *Administrative Patent Judge*.

McGRAW, *Administrative Patent Judge*.

DECISION

*Granting Petitioner's Motion for Sarah J. Guske
to Appear Pro Hac Vice on Behalf of Petitioner
37 C.F.R. § 42.10(c)*

¹ This decision addresses issues common to the above identified cases. Therefore, 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 papers.

IPR2016-00360 (US 7,945,034 B2)
IPR2016-00450 (US 8,462,920 B2)
IPR2016-00451 (US 8,867,038 B2)

On October 5, 2016, in each proceeding, Petitioner filed a motion for *pro hac vice* admission of Sarah J. Guske (IPR2016-00360, Paper 31)² along with a supporting affidavit by Ms. Guske (*id.*, Exhibit B).³ Petitioner states Patent Owner does not oppose Petitioner's motions. *Id.* at 2.

Pursuant to 37 C.F.R. § 42.10(c), we 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. A motion for *pro hac vice* admission must contain a statement of facts showing there is good cause for us to recognize counsel *pro hac vice* during the proceeding and be accompanied by an affidavit or declaration of the individual seeking to appear. *See Unified Patents, Inc. v. Parallel Iron, LLC*, Case IPR2013-00639, slip op. at 3–4 (PTAB Oct. 15, 2013) (Paper 7) (setting forth the requirements for *pro hac vice* admission).

Petitioner's lead counsel, Wayne Stacy, is a registered practitioner. Paper 32, 1. Petitioner has shown by its Motion and Ms. Guske's affidavit that Ms. Guske is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding. Paper 31, 1–2, Exhibit B ¶¶ 2–4; 37 C.F.R. § 42.10(c). In addition, Ms. Guske's affidavit

² For convenience, paper and exhibit numbers refer to IPR2016-00360; corresponding papers may be found in the record of IPR2016-00450 and IPR2016-00451.

³ The parties are reminded that declarations and other evidence must be filed separately as exhibits, rather than as attachments to papers, and numbered sequentially in the appropriate range. *See* 37 C.F.R. § 42.63.

IPR2016-00360 (US 7,945,034 B2)

IPR2016-00450 (US 8,462,920 B2)

IPR2016-00451 (US 8,867,038 B2)

complies with the other requirements for *pro hac vice* admission. *Id.*,

Exhibit B ¶¶ 5–12; *see Unified Patents*, slip op. at 3–4.

Based upon consideration of the motions and the record before us, we grant Petitioner’s motions for admission of Ms. Guske.

It is therefore ORDERED that Petitioner’s unopposed motions for *pro hac vice* admission of Ms. Guske to represent Petitioner as back-up counsel, are *granted*;

FURTHER ORDERED that Petitioner is to continue to have a registered practitioner as lead counsel in each of the instant proceedings;

FURTHER ORDERED that Ms. Guske is to 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;

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

IPR2016-00360 (US 7,945,034 B2)
IPR2016-00450 (US 8,462,920 B2)
IPR2016-00451 (US 8,867,038 B2)

PETITIONER

Wayne Stacy

wayne.stacy@bakerbotts.com

Eliot D. Williams

eliot.williams@bakerbotts.com

Sarah J. Guske

sarah.guske@bakerbotts.com

PATENT OWNER

Jesse Camacho

JCAMACHO@shb.com

Elena McFarland

EMCFARLAND@shb.com

TeleSignIPR@shb.com

Amy Foust

AFOUST@shb.com

Mary J. Peal

mpeal@shb.com