

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICRO LABS LIMITED
and MICRO LABS USA INC.,
Petitioner,

v.

SANTEN PHARMACEUTICAL CO. LTD.
and ASAHI GLASS CO., LTD.,
Patent Owner.

Case IPR2017-01434
Patent 5,886,035

Before JO-ANNE M. KOKOSKI, *Administrative Patent Judge*.

ORDER
Granting Petitioner's Motion for Admission
Pro Hac Vice of H. Keeto Sabharwal
37 C.F.R. § 42.10

Petitioner filed a Motion requesting *pro hac vice* admission of H. Keeto Sabharwal, and provided a Declaration from Mr. Sabharwal in support of the request. Paper 17 (“Mot.”).¹ Petitioner’s lead counsel, Cedric C. Y. Tan, is a registered practitioner. Patent Owner did not file an opposition to the Motion.

The Board has reviewed the submissions and determined that Petitioner has established good cause for Mr. Sabharwal’s *pro hac vice* admission. *See* 37 C.F.R. § 42.10(c); *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). It is noted, however, that the USPTO Rules of Professional Conduct are set forth in 37 C.F.R. §§ 11.101–11.901, and it those rules to which Mr. Sabharwal will be subject. *See* Mot. ¶ 12 (citing “37 C.F.R. §§ 10.20 et seq.”).

In consideration of the foregoing, it is hereby:

ORDERED that Petitioner’s Motion for *pro hac vice* admission of Mr. H. Keeto Sabharwal is *granted*;

FURTHER ORDERED that Mr. Sabharwal is authorized to represent Petitioner as back-up counsel only, and Petitioner is to continue to have a registered practitioner as lead counsel in the instant proceeding;

¹ Petitioner filed the Motion and Declaration as a single paper in the Patent Trial and Appeal Board End to End (PTAB E2E) system. The parties are reminded that affidavits and declarations must be filed as exhibits so that they may be referenced individually by exhibit number. *See* 37 C.F.R. § 42.63.

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

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

PETITIONER:

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