

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ROQUETTE FRERES, S.A.,
Petitioner,

v.

TATE & LYLE INGREDIENTS AMERICAS LLC,
Patent Owner.

Case IPR2017-01506, Patent 7,608,436 B2
Case IPR2017-01507, Patent 8,057,840 B2¹

Before LORA M. GREEN, GRACE KARAFFA OBERMANN,
and JACQUELINE T. HARLOW, *Administrative Patent Judges*.

OBERMANN, *Administrative Patent Judge*.

DECISION
Granting Petitioner's Motion for
Pro Hac Vice Admission of Joseph Evall
37 C.F.R. § 42.10(c)

¹This decision addresses issues common to both proceedings, therefore, we issue a single decision that is entered in both case files. For convenience, we refer to papers filed in IPR2017-01506.

IPR2017-01506 (Patent 7,608,436 B2)

IPR2017-01507 (Patent 8,057,840 B2)

On September 18, 2017, Petitioner filed a motion for *pro hac vice* admission of Joseph Evall (Paper 9) supported by a declaration of Mr. Evall (Exhibit 1039). No opposition was filed by Patent Owner. *See* Paper 5, 2 (citing *Unified Patents, Inc. v. Parallel Iron, LLC*, Case IPR2013-00639 (PTAB Oct. 15, 2013) (Paper 7) (setting a one week time period for filing an opposition to a motion for *pro hac vice* admission)). Based on our review of Petitioner's motion and Mr. Evall's declaration, we determine that Petitioner establishes "good cause" for the admission.

It is:

ORDERED that Petitioner's motion for *pro hac vice* admission of Mr. Evall is *granted*; Mr. Evall is authorized to represent Petitioner only as back-up counsel in the instant proceedings;

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

FURTHER ORDERED that Mr. Evall shall 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. Evall shall 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.*

IPR2017-01506 (Patent 7,608,436 B2)

IPR2017-01507 (Patent 8,057,840 B2)

PETITIONER:

David Glandorf
GIBSON, DUNN & CRUTCHER LLP
dglandorf@gibsondunn.com

PATENT OWNER:

Paul Berghoff
James Suggs
Richard Carden
MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP
berghoff@mbhb.com
suggs@mbhb.com
carden@mbhb.com