

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AMAZON.COM, INC. and AMAZON WEB SERVICES, INC.,
Petitioner,

v.

AVAGO TECHNOLOGIES GENERAL IP (SINGAPORE) PTE. LTD.,
Patent Owner.

Cases¹

IPR2017-01816 (Patent 5,870,087)
IPR2017-01112 (Patent 6,341,375 B1)
IPR2017-00964 (Patent 6,982,663 B2)
IPR2017-00963 (Patent 6,744,387 B2)

ARPIN, *Administrative Patent Judge.*

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

¹ This Decision applies to each of the listed cases. The parties are not authorized to use a multiple case caption.

IPR2017-01816 (Patent 5,870,087)
IPR2017-01112 (Patent 6,341,375 B1)
IPR2017-00964 (Patent 6,982,663 B2)
IPR2017-00963 (Patent 6,744,387 B2)

On August 7, 2017, Petitioners' counsel contacted the Board by e-mail seeking permission to file a Motion to Withdraw its back-up counsel and to replace its back-up counsel. On August 8, 2017, the Board responded by e-mail authorizing Petitioner to file the requested Motion to Withdraw along with a replacement Power of Attorney. Petitioner has filed the authorized Motion to Withdraw² its current back-up counsel, David M. Saunders, and to replace Mr. Saunders with Richard Z. Zhang as back-up counsel. Petitioner also filed a replacement Power of Attorney³ naming Mr. Zhang as counsel. Patent Owner does not oppose this withdrawal and replacement of Petitioner's back-up counsel. *E.g.*, IPR2017-01112, Paper 8, 3. For the following reasons, the motion is *granted*.

DISCUSSION

Counsel may withdraw from an *inter partes* review proceeding only with authorization from the Board. 37 C.F.R. § 42.10(e). The motion indicates that “Mr. Saunders has accepted an in-house position at Immersion Corporation. As such, he is transitioning out of Fisch Sigler LLP” *E.g.*, IPR2017-01112, Paper 8, 2. Further, Petitioner states that “[i]f Mr. Saunders were permitted to withdraw, Petitioners retain lead counsel[, Joseph F. Edell,] and at least one back-up counsel[, Richard Z. Zhang,] in this proceeding” *Id.* Both listed attorneys are from the same law firm and are registered patent attorneys.

Under these circumstances and in the absence of opposition from Patent Owner, we *grant* Petitioner's Motion.

² IPR2017-01816, Paper 4; IPR2017-01112, Paper 8; IPR2017-00964, Paper 12; IPR2017-00963, Paper 11.

³ IPR2017-01816, Paper 5; IPR2017-01112, Paper 9; IPR2017-00964, Paper 13; IPR2017-00963, Paper 12.

IPR2017-01816 (Patent 5,870,087)
IPR2017-01112 (Patent 6,341,375 B1)
IPR2017-00964 (Patent 6,982,663 B2)
IPR2017-00963 (Patent 6,744,387 B2)

ORDER

It is therefore

ORDERED that Petitioner's Motion is *granted*;

FURTHER ORDERED that David M. Saunders is permitted to withdraw as back-up counsel for Petitioner in these proceedings; and

FURTHER ORDERED that Richard Z. Zhang is recognized as back-up counsel for Petitioner in these proceedings.

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