

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FEDEX CORPORATION,
Petitioner,

v.

INTELLECTUAL VENTURES II LLC,
Patent Owner.

Case: IPR2017-02028 (Patent 6,909,356 B2)
Case: IPR2017-02030 (Patent 8,494,581 B2)
Case: IPR2017-02039 (Patent 7,199,715 B2)
Case: IPR2017-02043 (Patent 9,047,586 B2)¹

Before DAVID C. MCKONE, BARBARA A. PARVIS, and
JOHN A. HUDALLA, *Administrative Patent Judges*.

PARVIS, *Administrative Patent Judge*.

DECISION

Granting Patent Owner's Motions for Admission *Pro Hac Vice*
of Lauren M. Nowierski
37 C.F.R. § 42.10

Patent Owner moves for *pro hac vice* admission of Ms. Lauren M.
Nowierski. *See, e.g.*, IPR2017-02028, Paper 6. Patent Owner indicates it

¹ This Order addresses the same issues in these *inter partes* reviews.
Therefore, we issue one Order to be filed in all of the cases. The parties,
however, are not authorized to use this style of filing in subsequent papers.

IPR2017-02028 (Patent 6,909,356 B2)
IPR2017-02030 (Patent 8,494,581 B2)
IPR2017-02039 (Patent 7,199,715 B2)
IPR2017-02043 (Patent 9,047,586 B2)

has conferred with Petitioner and Petitioner does not oppose Patent Owner's Motions. *Id.* Patent Owner provides Declarations from Ms. Nowierski in support of its Motions. *See, e.g.,* IPR2017-02028, Ex. 2101.

Based on the facts set forth in the Motions and the accompanying Declarations from Ms. Nowierski, we conclude that Ms. Nowierski has sufficient legal and technical qualifications to represent Patent Owner in these cases, that Ms. Nowierski has demonstrated the necessary familiarity with the subject matter of these cases, and that there is a need for Patent Owner to have counsel with experience as a litigation attorney in patent matters involved in these cases. Accordingly, Patent Owner has established good cause for Ms. Nowierski's *pro hac vice* admission. Ms. Nowierski will be permitted to appear *pro hac vice* in these cases as back-up counsel only. *See* 37 C.F.R. § 42.10(c).

For the foregoing reasons, it is hereby:

ORDERED that Patent Owner's Motions for *pro hac vice* admission of Ms. Lauren M. Nowierski (IPR2017-02028, Paper 6; IPR2017-02030, Paper 6; IPR2017-02039, Paper 6); IPR2017-02043, Paper 6 are *granted*; Ms. Nowierski is authorized to act as back-up counsel in these cases only;

FURTHER ORDERED that Patent Owner continue to have a registered practitioner as lead counsel in these cases;

FURTHER ORDERED that Ms. Nowierski 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 Ms. Nowierski is subject to the Office's disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and to the USPTO

IPR2017-02028 (Patent 6,909,356 B2)
IPR2017-02030 (Patent 8,494,581 B2)
IPR2017-02039 (Patent 7,199,715 B2)
IPR2017-02043 (Patent 9,047,586 B2)

Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.*

PETITIONER:

Jeffrey Berkowitz
Jeffrey.berkowitz@finnegan.com
Michael Young
Michael.young@finnegan.com
Daniel Tucker
Daniel.tucker@finnegan.com
Gracie Mills
Gracie.mills@finnegan.com
Alexander Boyer
Alexander.boyer@finnegan.com
Bradford Schulz
Bradford.schulz@finnegan.com
James Stein
James.stein@finnegan.com

PATENT OWNER:

Andrew Heinz
aheinz@desmaraisllp.com
Kevin McNish
kmcnish@desmaraisllp.com
Alan Kellman
akellman@desmaraisllp.com
Tim Seeley
tims@intven.com
James Hietala
jhietala@intven.com