

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

HYTERA COMMUNICATIONS CORP. LTD.

Petitioner,

v.

MOTOROLA SOLUTIONS, INC.,

Patent Owner.

Case IPR2018-00176

Patent 6,591,111 B1

Before DANIEL N. FISHMAN and PATRICK M. BOUCHER,
Administrative Patent Judges.

BOUCHER, *Administrative Patent Judge.*

DECISION

*Motion for Pro Hac Vice Admission of
Adam R. Alper and Michael W. De Vries
37 C.F.R. § 42.10*

Patent Owner filed a Motion for *Pro Hac Vice* Admission of Adam R. Alper and Michael W. De Vries in this proceeding. Paper 10 (“Motion”). The Motion is unopposed. The Motion is *granted*.

In its Motion, Patent Owner states that there is good cause to recognize Mr. Alper during this proceeding because “Mr. Alper is an experienced litigator with more than 18 years of patent litigation experience,” and because Mr. Alper is Patent Owner’s “litigation counsel in the co-pending district court and International Trade Commission litigations on this same patent between same parties.” *Id.* at 9. The Motion includes, as an exhibit, a Declaration made by Mr. Alper, attesting to and sufficiently explaining these facts. Ex. 2001. In addition, Mr. Alper acknowledges his understanding that he “agree[s] to be subject to the United States Patent and Trademark Office Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 et seq. and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).” *Id.* at 4.

Similarly, Patent Owner states that there is good cause to recognize Mr. De Vries during this proceeding because “Mr. De Vries has over 17 years of patent litigation experience,” and because Mr. De Vries is Patent Owner’s “litigation counsel in the co-pending district court and International Trade Commission litigations on this same patent between same parties.” Mot. 10. The Motion also includes, as an exhibit, a Declaration made by Mr. De Vries, attesting to and sufficiently explaining these facts, as well as acknowledging that he “agree[s] to be subject to the United States Patent and Trademark Office Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 et seq. and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).” Ex. 2002.

Upon consideration, Patent Owner has demonstrated sufficiently that Messrs. Alper and De Vries have sufficient legal and technical qualifications to represent Patent Owner in this proceeding.

It is

ORDERED that Patent Owner's Motion for *Pro Hac Vice* Admission of Adam R. Alper and Michael W. De Vries is *granted*;

FURTHER ORDERED that Messrs. Alper and De Vries 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 the C.F.R., and is subject to the Office's Code of Professional Responsibility set forth in 37 C.F.R. §§ 11.101 *et seq.*, and disciplinary jurisdiction under 37 C.F.R. § 11.19(a); and

FURTHER ORDERED that Petitioner shall continue to have a registered practitioner represent it as lead counsel in this proceeding; Messrs. Alper and De Vries are authorized to represent Patent Owner only as back-up counsel in this proceeding.

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