

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NICHIA CORPORATION,
Petitioner,

v.

DOCUMENT SECURITY SYSTEMS, INC.,
Patent Owner.

Case IPR2018-00966
Patent 7,652,297 B2

Before SALLY C. MEDLEY, SCOTT C. MOORE, and BRENT M.
DOUGAL, *Administrative Patent Judges*.

MEDLEY, *Administrative Patent Judge*.

DECISION
Motion for *Pro Hac Vice* Admission
37 C.F.R. § 42.10

On June 1, 2018, Petitioner filed a motion for *pro hac vice* admission of Thomas R. Makin in the above identified proceeding.¹ The motion is unopposed. The motion is *granted*.

Upon consideration, Petitioner has demonstrated that Mr. Makin possesses sufficient legal and technical qualifications to represent Petitioner in this proceeding, and the Board recognizes that there is a need for Petitioner to have Mr. Makin as back-up counsel. Accordingly, Petitioner has established good cause for Mr. Makin's admission. Mr. Makin will be permitted to appear *pro hac vice* in the proceeding as back-up counsel only. *See* 37 C.F.R. § 42.10(c).

It is

ORDERED that Petitioner's motion for *pro hac vice* admission of Mr. Makin is *granted*;

FURTHER ORDERED that Mr. Makin is authorized to represent Petitioner as back-up counsel only;

FURTHER ORDERED that Petitioner is to continue to have a registered practitioner represent Petitioner as lead counsel for this proceeding; and

FURTHER ORDERED that Mr. Makin 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 to be subject to the Office's disciplinary jurisdiction under 37 C.F.R. § 11.19(a)

¹ Petitioner filed a declaration from Mr. Makin in support of its motion as a paper. Paper 7. The declaration should have been filed as an exhibit. *See* 37 C.F.R. § 42.6(c), (e)(4).

IPR2018-00966
Patent 7,652,297 B2

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

For PETITIONER:

Patrick R. Colsher
Matthew G. Berkowitz
Eric S. Lucas
Thomas R. Makin
SHEARMAN & STERLING LLP
patrick.colsher@shearman.com
matthew.berkowitz@shearman.com
eric.lucas@shearman.com
thomas.makin@shearman.com

For PATENT OWNER:

Wayne M. Helge
James T. Wilson
Aldo Noto
DAVIDSON BERQUIST JACKSON & GOWDEY L.L.P.
whelge@dbjg.com
jwilson@dbjg.com
anoto@dbjg.com