

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DATASPEED INC.,
Petitioners,

v.

SUCXESS, LLC,
Patent Owner.

IPR2020-00268
Patent 10,454,707 B2

Before TREVOR M. JEFFERSON, MINN CHUNG, and
NATHAN A. ENGELS, *Administrative Patent Judges*.

JEFFERSON, *Administrative Patent Judge*.

DECISION
Granting Patent Owner's Motion for Admission *Pro Hac Vice*
of Maxwell Goss
37 C.F.R. § 42.10

IPR2020-00268
Patent 10,454,707 B2

Patent Owner filed a motion for admission *pro hac vice* of Mr. Maxwell Goss. Paper 6. The motion was accompanied by a declaration from Mr. Goss in support of the motion. Ex. 2001. Patent Owner states Petitioner does not oppose the motion. Paper 4, 1.

Having reviewed the motions and declarations, we determine that Mr. Goss has sufficient qualifications to represent Patent Owner in this proceeding and that Patent Owner has shown good cause for admission *pro hac vice* of Mr. Goss. *See Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639 (PTAB Oct. 15, 2013) (setting forth the requirements for *pro hac vice* admission) (Paper 7). Mr. Goss will be permitted to appear *pro hac vice* in this proceeding as back-up counsel only. *See 37 C.F.R.* § 42.10(c).

ORDER

It is:

ORDERED that Patent Owner's motion for *pro hac vice* admission of Mr. Maxwell Goss is *granted*, and Mr. Goss is authorized to represent Patent Owner only as back-up counsel in this proceeding;

FURTHER ORDERED that Patent Owner is to continue to have a registered practitioner as lead counsel in this proceeding;

FURTHER ORDERED that Mr. Goss is to comply the Office Patent Trial Practice Guide (84 Fed. Reg. 64,280 (Nov. 21, 2019)), and the Board's Rules of Practice for Trials, as set forth in Part 42 of Title 37, Code of Federal Regulations;

IPR2020-00268
Patent 10,454,707 B2

FURTHER ORDERED that Mr. Goss is subject to the USPTO's disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and the USPTO's Rules of Professional Conduct set forth at 37 C.F.R. §§ 11.101–11.901.

IPR2020-00268
Patent 10,454,707 B2

PETITIONER:

Peter W. Gowdey
Wayne M. Helge
James T. Wilson
DAVIDSON BERQUIST JACKSON & GOWDEY, LLP
pgowdey@dbjg.com
whelge@dbjg.com
jwilson@dbjg.com

PATENT OWNER:

Bernd Axel Nix
SMARTPAT PLC
axel.nix@smartpat.net