

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NOVARTIS PHARMACEUTICALS CORPORATION,
Petitioner,

v.

PLEXXIKON INC.,
Patent Owner.

Case PGR2018-00069
Patent 9,844,539 B2

Before SHERIDAN K. SNEDDEN, JO-ANNE M. KOKOSKI, and
KRISTI L. R. SAWERT, *Administrative Patent Judges*.

SNEDDEN, *Administrative Patent Judge*.

ORDER

Granting Petitioner's Motion for *Pro Hac Vice* Recognition of
Mr. David Mlaver
37 C.F.R. § 42.10(c)

Petitioner moves for an Order allowing Mr. David Mlaver of McDermott Will & Emery LLP to appear *pro hac vice* on behalf of Petitioner. Paper 5, *see also* Paper 6 (declaration of Mr. Mlaver in support of the Motion for *Pro Hac Vice* Admission). The motion is unopposed by Patent Owner. 37 C.F.R. § 42.25.

On this record, we determine that Mr. Mlaver has sufficient legal and technical qualifications to represent Petitioner as back-up counsel in this proceeding. Accordingly, Petitioner has established that there is good cause for the *pro hac vice* admission of Mr. Mlaver in this proceeding. Petitioner's motion is *granted*. Counsel recognized *pro hac vice* shall comply with 37 C.F.R. Parts 11 and 42 and the Office Patent Trial Practice Guide, 77 Fed. Reg. 48755 (Aug. 14, 2012), and are subject to disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

Accordingly, it is

ORDERED that Petitioner's motion for *pro hac vice* recognition of Mr. David Mlaver is *granted*; Mr. Mlaver is authorized to represent Petitioner as backup counsel only in the instant proceeding;

FURTHER ORDERED that Mr. Mlaver 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 37 C.F.R.; and

FURTHER ORDERED that Mr. Mlaver shall be subject to the Office's disciplinary jurisdiction under 37 C.F.R. § 11.19(a) and the Office's Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101–11.901.

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PETITIONER:

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