

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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KOHN & ASSOCIATES PLLC,  
Petitioner,

v.

COMPASS PATHWAYS LIMITED,  
Patent Owner.

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Case PGR2020-00030  
Patent 10,519,175 B2

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Before SHERIDAN K. SNEDDEN, TINA E. HULSE, and  
RICHARD J. SMITH, *Administrative Patent Judges*.

HULSE, *Administrative Patent Judge*.

ORDER

*Granting Motion for Admission Pro Hac Vice of*  
Adam M. Pivovar  
*37 C.F.R. § 42.10*

On March 13, 2020, Patent Owner filed a Motion for Admission *Pro Hac Vice* of Adam M. Pivovar (“Motion”) in the above-referenced proceeding. Paper 10. The Motion is supported by the declaration of Dr. Pivovar. Ex. 2001. Petitioner has not filed any opposition to the Motion.

In accordance with 37 C.F.R. § 42.10(c), we may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause. In authorizing a motion for *pro hac vice* admission, the Board requires the moving party to provide a statement of facts showing there is good cause for the Board to recognize counsel *pro hac vice* and an affidavit or declaration of the individual seeking to appear in the proceeding. *See* Paper 5, 2–3 (citing *Unified Patents, Inc. v. Parallel Iron, LLC*, Case IPR2013-00639 (PTAB Oct. 15, 2013) (Paper 7) (representative “Order – Authorizing Motion for *Pro Hac Vice* Admission”)).

The Board has reviewed the submissions and determined that the requirements of 37 C.F.R. § 42.10 have been met and there is good cause to admit Dr. Pivovar *pro hac vice* in the proceeding.

#### ORDER

It is therefore

ORDERED that Patent Owner’s Motion for Admission *Pro Hac Vice* of Adam M. Pivovar in this proceeding is *granted*;

FURTHER ORDERED that Dr. Pivovar is authorized to appear as back-up counsel for Patent Owner in this proceeding, but may not act as lead counsel;

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

PGR2020-00030  
Patent 10,519,175 B2

FURTHER ORDERED that Dr. Pivovar is to comply with the Office Patent Trial Practice Guide<sup>1</sup> (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; and

FURTHER ORDERED that Dr. Pivovar is subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.* and the Office's disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

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<sup>1</sup> Available at <https://www.uspto.gov/TrialPracticeGuideConsolidated>.

PGR2020-00030  
Patent 10,519,175 B2

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