

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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GoFire, Inc.  
Petitioner

v.

Canopy Growth Corporation,  
Patent Owner.

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Case: PGR2020-00044

U.S. Patent No. 10,327,479 B2

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**MOTION FOR *PRO HAC VICE* ADMISSION OF JAMES G. SAWTELLE  
IN ACCORDANCE WITH 37 C.F.R. § 42.10**

Mail Stop PATENT BOARD  
Patent Trial and Appeal Board  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

*Submitted electronically via the Patent Trial and Appeal Board End to End System*

## EXHIBIT LIST

Ex. 1001	U.S. Patent No. 10,327,479 (“the ‘479 Patent”)
Ex. 1002	Prosecution History of the ‘479 Patent
Ex. 1003	U.S. Patent Pub. 2018/0177231 (“ <i>Woodbine</i> ”)
Ex. 1004	U.S. Patent Pub. 2018/0177231 (“ <i>Hawes</i> ”)
Ex. 1005	U.S. Patent Pub. 2015/0122252 (“ <i>Frija</i> ”)
Ex. 1006	U.S. Patent Pub. 2013/0220315 (“ <i>Conley</i> ”)
Ex. 1007	U.S. Patent Pub. 2018/0043114 (“ <i>Bowen</i> ”)
Ex. 1008	U.S. Patent Pub. 2015/0320116 (“ <i>Bleloch</i> ”)
Ex. 1009	U.S. Patent Pub. 2014/0096782 (“ <i>Ampolini</i> ”)
Ex. 1010	U.S. Patent Pub. 2014/0107815 (“ <i>LaMothe</i> ”)
Ex. 1011	U.S. Patent Pub. 2016/0114407 (“ <i>Duncan</i> ”)
Ex. 1012	U.S. Patent Pub. 2016/0106936 (“ <i>Kimmel</i> ”)
Ex. 1013	Claim Chart for Invalidity of the ‘479 Patent
Ex. 1014	Declaration of Joe Keenan
Ex. 1015	Declaration of Dr. Vladislav Babinsky
Ex. 1016	Declaration of James G. Sawtelle Regarding Motion for Admission to Practice <i>Pro Hac Vice</i>

GoFire, Inc. (“GoFire”) respectfully moves, under 37 C.F.R. § 42.10, for the *pro hac vice* admission of James G. Sawtelle to serve as back-up counsel for GoFire in its petition for post-grant review, filed herewith (the “Petition”), of U.S. Patent No. 10,327,479 B2 (the “479 Patent”), which is assigned to Canopy Growth Corporation (“Canopy”).

GoFire has satisfied all requirements, set forth in *Unified Patents, Inc. v. Parallel Iron, LLC*, U.S. Patent and Trademark Office Patent Trial and Appeal Board Case IPR2013-00639, Patent 7,197,662, Paper 7 at 2-3 (Oct. 15, 2013) (the “admission standards”), for Mr. Sawtelle’s *pro hac vice* admission to serve as back-up counsel for GoFire regarding the Petition.

Mr. Sawtelle’s declaration, attached hereto as Exhibit 1016, demonstrates GoFire’s compliance with all of the standards for his *pro hac vice* admission. First, under ¶ 2(a) of the admission standards, GoFire has shown good cause for Mr. Sawtelle’s *pro hac vice* admission in this proceeding. (See Exh. 1019, ¶¶ 4-6.) 37 C.F.R. § 42.10(a) requires any party filing a petition for *inter partes* review to “designate a lead counsel and at least one back-up counsel who can conduct business on behalf of the lead counsel.” Daniel W. Roberts, who is admitted to practice before the USPTO, is GoFire’s lead counsel with respect to the Petition, and he and GoFire have requested that Mr. Sawtelle serve as back-up counsel in this matter.

Mr. Sawtelle would be best suited to represent GoFire effectively and economically as back-up counsel, as he is serving as GoFire's general outside litigation counsel and represents GoFire in connection with providing advice and counsel relating to the protection of its intellectual property assets.

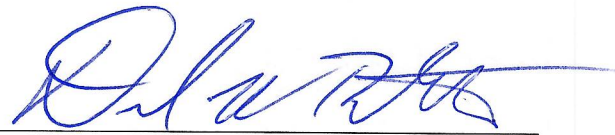
Hiring counsel other than Mr. Sawtelle to represent GoFire as back-up counsel regarding the Petition would impose excessive, duplicative, and unnecessary cost and labor burdens on GoFire. Other than Mr. Roberts, no other lawyer is as familiar with the matters at issue in the Petition. (See Exh. 1016, ¶ 6.)

Mr. Sawtelle's Declaration (*see id.*, ¶¶ 7-14) also satisfies the remaining requirements of ¶ 2(b) of the admission standards.

Accordingly, for the grounds specified above, GoFire requests that Mr. Sawtelle be admitted *pro hac vice* to represent GoFire as its back-up counsel with respect to the IPR Petition.

DATED: March 23, 2020

By:



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*Attorney for GoFire, Inc.*

**CERTIFICATE OF  
SERVICE**

The undersigned, counsel with the law firm of Law Office of Daniel W. Roberts, LLC, hereby certifies that the following statements are true and correct under penalty of perjury, pursuant to 28 U.S.C. § 1746:

On March 23, 2020, the within MOTION FOR *PRO HAC VICE* ADMISSION OF JAMES G. SAWTELLE IN ACCORDANCE WITH 37 C.F.R. § 42.10 was served via Federal Express overnight mail upon the following party and/or attorney at the last known address indicated below:

Stinson Leonard Street LLP  
Attention: Patent Group  
1201 Walnut Street, Suite 2900  
Kansas City, MO 64106-2150  
*Attorneys for Patent Owner CANOPY GROWTH CORPORATION*

by depositing with Federal Express a true and correct copy of said papers, enclosed in a properly addressed, fully prepaid Federal Express envelope for overnight express delivery to the recipient addressed above.

Dated: March 23, 2020

By: 

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