

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CSPC MEGALITH BIOPHARMACEUTICAL CO., LTD.,
Petitioner,

v.

SHANGHAI MIRACOGEN INC.,
Patent Owner.

IPR2025-00685
Patent 10,792,370 B2

Before JEFFREY N. FREDMAN and RYAN H. FLAX,
Administrative Patent Judges.

PER CURIAM.

ORDER
Granting Petitioner's Motion for
Pro Hac Vice Admission of Howard S. Suh
37 C.F.R. § 42.10

On November 24, 2025, Petitioner filed a motion requesting *pro hac vice* admission of Howard S. Suh. Paper 14 (“Motion” or “Mot.”).

Petitioner also submitted a Declaration from Howard S. Suh in support of the Motion. Ex. 1104 (“Declaration”). Patent Owner has not opposed the Motion. For the reasons provided below, Petitioner’s Motion is *granted*.

In accordance with 37 C.F.R. § 42.10(c)(1), the Board may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause, subject to the condition that lead counsel be a registered practitioner. 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* 37 C.F.R. § 42.10(c)(1); *Unified Patents, Inc. v. Parallel Iron, LLC*, IPR2013-00639 (PTAB Oct. 15, 2013) (Paper 7) (representative “Order – Authorizing Motion for *Pro Hac Vice* Admission”).

Based on the facts set forth in the Motion and the accompanying Declaration, we conclude that Mr. Suh has sufficient qualifications to represent Petitioner in this proceeding, has demonstrated sufficient litigation experience and legal familiarity with the subject matter of this proceeding, and meets all other requirements for admission *pro hac vice*. *See* Ex. 1104. Accordingly, Petitioner has established good cause for *pro hac vice* admission of Mr. Suh. Mr. Suh will be permitted to serve as back-up counsel only. *See* 37 C.F.R. § 42.10(c)(1).

We note that Petitioner filed a Power of Attorney including Mr. Suh in accordance with 37 C.F.R. § 42.10(b). Paper 2. Petitioner has also filed a

Mandatory Notice identifying Mr. Suh as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3). Paper 1, 3–4.

In consideration of the foregoing, it is hereby
ORDERED that Petitioner’s Motion (Paper 14) for *pro hac vice* admission of Howard S. Suh is *granted*;

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

FURTHER ORDERED that Mr. Suh is authorized to represent Petitioner as back-up counsel only in this proceeding;

FURTHER ORDERED that Mr. Suh be familiar with the Patent Trial and Appeal Board Consolidated Trial Practice Guide¹ (84 Fed. Reg. 64,280 (Nov. 21, 2019)), and comply with 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 Mr. Suh is subject to the Office’s disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.*

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

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