

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INNOPHARMA LICENSING, INC., INNOPHARMA LICENSING LLC,
INNOPHARMA INC., INNOPHARMA LLC, MYLAN PHARMACEUTICALS
INC., MYLAN INC., LUPIN LTD. and LUPIN PHARMACEUTICALS INC.,
Petitioner

v.

SENJU PHARMACEUTICAL CO., LTD.,
Patent Owner

Case IPR2015-00903 (Patent 8,129,431 B2)¹

RENEWED MOTION TO SEAL

¹ Case IPR2015-01871 has been joined with this proceeding.

I. Introduction

Through this Second Renewed Motion to Seal, Patent Owner requests that certain confidential information belonging to Patent Owner and third party BioScience found in certain Petitioner's exhibits be sealed. To the best of Patent Owner's knowledge, the Patent Owner certifies that the information identified as confidential in this motion has not been published or otherwise made public. Petitioner Lupin does not oppose sealing this information.

The Board has denied Petitioner's requests to seal certain Patent Owner confidential information found in certain Petitioner's exhibits. (Paper 77.) On July 25, 2016, the parties filed a modified Stipulated Protective Order. Paper 81. On July 29, 2016, Patent Owner filed a Renewed Motion to Seal requesting, among other things, that certain Patent Owner confidential information, related to Patent Owner's New Drug Application ("NDA") (Exs. 2096, 2102, 2103, 2110, 2251) be sealed and explaining there was good cause for sealing this confidential information under 37 C.F.R. § 42.54.

Patent Owner hereby requests that certain additional exhibits, citing to or substantially describing the information contained in the above-listed exhibits, also be sealed, specifically:

- Transcript of Dr. Paulson (Ex. 1123) - 71:13-74:11, 105:13-106:13,

107:4-11, 108:19-109:4, 109:11-16, 113:1-7, 113:16-116:22, 118:7-123:14,
124:11-22, 125:5-6, 125:12-20, 126:2-8, 126:12-22, 127:6-128:3, 128:17-19,
131:5-132:6, 132:9, 132:12-133:21, 134:8-135:1, 137-142:12, 143:21-144:1,
144:7-22, 145:14-146:7, 146:13-15, 146:19-147:9, 147:15-22, 148:12-18, 149:3-7,
149:12-14, 149:17-151:19, 152:15-153:4, 156:10-157:12, 159:7-160:9, 170:19-
172:7, 180:9-12, 181:13-19, 182:6-183:9, 183:19-184:19, 187:13-188:15, 191:16-
312:10;²

- Transcript of Dr. Trattler (Ex. 1120) - 111:10-12; and
- Transcript of Dr. Williams (Ex. 1099) - 121:5-18, 122:7-20, 123:1-

125:16, 126:4-127:2.

Because public disclosure of the contents of these documents, or descriptions of those contents, would disclose confidential business methods of Patent Owner or a third party, Patent Owner requests that the portions of the

² Petitioner filed a single set of exhibits for this proceeding as well as IPR2015-00902. This exhibit cites to certain third-party confidential information, belonging to BioScience (Exs. 2249-2263), which Patent Owner has requested be sealed in the co-pending proceedings. *See* IPR2015-00902.

above-listed exhibits be sealed, as “PROTECTIVE ORDER MATERIAL”, for the duration of this proceeding.

II. Conclusion

For the reasons set forth above, Patent Owner respectfully requests that the Board grant this motion to seal.

Respectfully,

By: /Joshua L. Goldberg/
Joshua L. Goldberg, Backup Counsel
Reg. No. 59,369

Counsel for Patent Owner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **Second Renewed Motion to Seal** was served on August 1, 2016, via email directed to counsel of record for the Petitioner at the following:

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