

IN THE 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., and MYLAN INC.  
Petitioner,

v.

SENJU PHARMACEUTICAL CO., LTD., BAUSCH & LOMB, INC., and  
BAUSCH & LOMB PHARMA HOLDINGS CORP.  
Patent Owner.

---

IPR2015-00902 (Patent 8,669,290 B2)  
IPR2015-00903 (Patent 8,129,431 B2)<sup>1</sup>

---

BEFORE FRANCISCO C. PRATS, ERICA A. FRANKLIN, and GRACE  
KARAFFA OBERMANN, *Administrative Patent Judges*

**ADR STATEMENT**

---

<sup>1</sup> The word-for-word identical paper is filed in each proceeding identified in the heading.

IPR2015-00902 (Patent 8,669,290)

IPR2015-00903 (Patent 8,129,431)

Petitioner and Patent Owner (collectively “Parties”) have conferred regarding alternative dispute resolution and have discussed potential settlement. As of this time, the Parties have not reached any agreement to resolve their disputes. This paper is being filed by counsel for Petitioner with the approval of Patent Owner.

RESPECTFULLY SUBMITTED,

ALSTON & BIRD LLP

Date: October 7, 2015

/s/ Jitendra Malik

Jitendra Malik (Reg. No. 55823)  
4721 Emperor Boulevard, Suite 400  
Durham, North Carolina 27703  
Telephone: 919-862-2200  
Fax: 919-862-2260  
Jitty.Malik@alston.com

*Lead Counsel for Petitioners  
InnoPharma Licensing Inc., InnoPharma  
Licensing LLC, InnoPharma Inc.,  
InnoPharma LLC, Mylan  
Pharmaceuticals Inc., and Mylan Inc.*

IPR2015-00902 (Patent 8,669,290)

IPR2015-00903 (Patent 8,129,431)

**CERTIFICATION OF SERVICE**

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that on the 7<sup>th</sup> day of October 2015, a complete copy of the foregoing **ADR Statement** was served via email on counsel of record for the Patent Owner:

Bryan C. Diner  
bryan.diner@finnegan.com

M. Andrew Holtman  
andy.holtman@finnegan.com

Justin J. Hasford  
justin.hasford@finnegan.com

Joshua L. Goldberg  
joshua.goldberg@finnegan.com

Respectfully submitted,

Alston & Bird LLP

By: /s/ Jitendra Malik

Jitendra Malik, Ph.D.  
Reg. No. 55823  
Alston & Bird LLP  
4721 Emperor Blvd., Suite 400  
Durham, NC 27703-8580  
jitty.malik@alston.com

Bryan Skelton, Ph.D.  
Reg. No. 50893  
Alston & Bird LLP

IPR2015-00902 (Patent 8,669,290)

IPR2015-00903 (Patent 8,129,431)

4721 Emperor Blvd., Suite 400

Durham, NC 27703-8580

bryan.skelton@alston.com

Lance Soderstrom

Reg. No. 65405

Alston & Bird LLP

90 Park Avenue

15<sup>th</sup> Floor

New York, NY 10016-1387

lance.soderstrom@alston.com

*Attorneys for Petitioners*

*InnoPharma Licensing, Inc.,*

*InnoPharma Licensing LLC,*

*InnoPharma Inc., InnoPharma*

*LLC, Mylan Pharmaceuticals*

*Inc., and Mylan Inc.*