

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

COALITION FOR AFFORDABLE DRUGS II LLC,
Petitioner,

v.

NPS PHARMACEUTICALS, INC.,
Patent Owner.

Cases IPR2015-00990 and IPR2015-01093
(Patent 7,056,886 B2)¹

Before LORA M. GREEN, JACQUELINE WRIGHT BONILLA, and
SHERIDAN K. SNEDDEN, *Administrative Patent Judges*.

GREEN, *Administrative Patent Judge*.

ORDER
Conduct of the Proceeding
37 C.F.R. § 42.5

¹ This order addresses issues that are the same in the identified cases. We exercise our discretion to issue one order to be filed in each case. The parties are authorized to use this style heading when filing a single paper in each proceeding, provided that such heading includes a footnote attesting that “the word-for-word identical paper is filed in each proceeding identified in the heading.”

On Friday, September 18, 2015, Mr. Jeremy Skog and Mr. Gregory Sidak (“the Amici”) hand-delivered documents to the Board in each of the above referenced cases, including a document entitled “Comments of Amici Curiae J. Gregory Sidak and Jeremy O. Skog in support of Neither Party In Response to the Board’s Request for Additional Briefing Pursuant to 37 C.F.R. § 42.20(d)” (“the Amicus Brief”), and an attached exhibit.

We note that the Amicus Brief and attached exhibit will not be entered in either of the above referenced cases, and will not be considered. Unless otherwise already authorized by rule, any request for relief, including the filing of an amicus brief, requires prior authorization from the Board. *See, e.g.*, 37 C.F.R. § 42.20(b) (noting that a request for relief “will not be entered without Board authorization”); § 42.20(d) (stating that the “Board may order briefing on any issue involved in the trial”). If an individual or organization is of the belief that an amicus brief may aid the Board in its deliberations, it should request authorization from the Board before the filing of any such brief.

Accordingly, it is ORDERED,

The Amicus Brief filed by the Amici Mr. Jeremy Skog and Mr. Gregory Sidak, as well as the attached exhibit, will not be made of record in the instant cases, and will not be considered.

IPR2015-00990 and IPR2015-01093
Patent 7,056,886 B2

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