

Mylan Pharmaceuticals Inc., Petitioner

v.

Nissan Chemical Industries Ltd.
Patent Owner

U.S. Patent No. 5,856,336 to Fujikawa *et al.*
Issue Date: January 5, 1999
Title: Quinoline Type Mevalonolactones

Inter Partes Review No.: IPR2015-01069

**DECLARATION OF THOMAS R. BURNS IN SUPPORT OF
MYLAN PHARMACEUTICALS INC.'S MOTION
FOR *PRO HAC VICE* ADMISSION (EXHIBIT 1044)**

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

I am an associate with the law firm of Rakoczy Molino Mazzocchi Siwik LLP, 6 West Hubbard Street, Suite 500, Chicago, Illinois 60654.

2. I am an experienced litigator, with over nine (9) years of patent litigation experience. I have represented clients in numerous patent infringement actions in various technical areas relating to the chemical and pharmaceutical arts.

3. I am a member in good standing of the Bar of the State of New York (2006).

4. I have never been suspended or disbarred from practice before any court or administrative body.

5. I have never been denied admission to practice before any court or administrative body.

6. I have never been subject to sanctions or contempt citations imposed by any court or administrative body.

7. I have read and will comply with Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials, as set forth in title 37, part 42 of the Code of Federal Regulations (C.F.R.).

8. I agree to be subject to the United States Patent and Trademark Office Rules of Professional Responsibility set forth in parts 10 and 11 of 37 C.F.R. and

9. I have an established familiarity with the subject matter at issue in the current proceeding, IPR2015-01069. Specifically, I have reviewed the challenged patent, the Petition, the accompanying exhibits and the Preliminary Response (with accompanying exhibits) to the Petition. I represent Mylan Pharmaceuticals Inc. (“Mylan”) in the underlying district court litigation, which involves claims of non-infringement and invalidity of the patent-at-issue in this *Inter Partes* Review (“IPR”). See *Kowa Company, Ltd. et al v. Mylan, Inc. et al.*, Civil Action No. 1:14-cv-02647-PAC (S.D.N.Y. filed Apr. 14, 2014). I am involved in all aspects of that pending district court litigation. As a result of my representation of Mylan, I have acquired substantial understanding of the technology relevant to this IPR.

Respectfully submitted,



Thomas R. Burns

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Dated: August 19, 2015