

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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LUPIN LTD. and LUPIN PHARMACEUTICALS INC.  
Petitioners

v.

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

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IPR2015-01097 (US Patent No. 8,754,131)  
IPR2015-01099 (US Patent No. 8,669,290)  
IPR2015-01100 (US Patent No. 8,927,606)  
IPR2015-01105 (US Patent No. 8,871,813)<sup>1</sup>

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**PETITIONERS' MOTION TO SEAL**

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<sup>1</sup> The word-for-word identical paper is filed in each proceeding identified in the heading. IPR2016-00089 has been joined with IPR2015-01097; IPR2016-00091 has been joined with IPR2015-01100; and IPR2016-00090 has been joined with IPR2015-01105. Each of these joined proceedings includes Petitioners InnoPharma Licensing, Inc., InnoPharma Licensing LLC, InnoPharma Inc., Mylan Pharmaceuticals Inc., and Mylan Inc. (collectively, "InnoPharma") in addition to the parties identified above.

Pursuant to 37 C.F.R. §§ 42.14 and 42.55 and the Protective Orders entered in these proceedings, Petitioners hereby move to seal Exhibit 1181, the Deposition Transcript of Ivan T. Hofmann in IPR2015-00902 and IPR2015-00903, March 25, 2016. It is Petitioners' understanding that this document has been designated by Patent Owner as Protective Order Material or Fed. R. Evid. 615 Materials (*see* Paper 29 in IPR2015-01097; Paper 25 in IPR2015-01099; Paper 29 in IPR2015-01100; and Paper 29 in IPR2015-01105) ("Proposed Stipulated Protective Orders").

The record of an *inter partes* review proceeding, including documents and things, is made available to the public, except as otherwise ordered. 37 C.F.R. § 42.14. Despite the default rule of public availability, the Board will seal confidential information for "good cause," because it is necessary to "strike a balance between the public's interest in maintaining a complete and understandable file history and the parties' interest in protecting truly sensitive information." 37 C.F.R. § 42.54(a); 77 Fed. Reg. 48756, 48760 (Aug. 14, 2012).

Petitioners have no independent basis for this document to be sealed and thus make no assertion as to whether or not it may contain confidential information.

Respectfully submitted,

May 18, 2016

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