

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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PAR PHARMACEUTICAL, INC.,

and

LUPIN LTD. and LUPIN PHARMACEUTICALS, INC.,

Petitioners

v.

HORIZON THERAPEUTICS, INC.,

Patent Owner

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Case IPR2015-01117\*

Patent 8,642,012

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**PATENT OWNER'S REQUEST FOR ORAL ARGUMENT**

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\* Case IPR2015-00283, instituted on a petition filed by Lupin Ltd. and Lupin Pharmaceuticals, Inc., has been joined with this proceeding.

Pursuant to 37 C.F.R. § 42.70(a) and the Board's Scheduling Order (Paper 14), the Patent Owner requests oral argument, which is currently scheduled for July 26, 2016. The Patent Owner expects to argue the following issues at the oral argument:

- (1) Whether the Petitioner has met its burden to show that claims 1, 3, 4, 7, 8, 10, and 12 of the '012 Patent would have been obvious over Brusilow '91 in view of Sherwin '19, Comte, and Shiple.
- (2) Whether the Petitioner has met its burden to show that claim 5 of the '012 Patent would have been obvious over Brusilow '91 in view of Sherwin '19, Shiple, and Fernandes.
- (3) Whether the Petitioner has met its burden to show that claims 2 and 9 of the '012 Patent would have been obvious over Brusilow '91 in view of Sherwin '19, Shiple, and the '647 Patent.
- (4) Whether the Petitioner has met its burden to show that claims 6 and 11 of the '012 Patent would have been obvious over Brusilow '91 in view of Sherwin '19, Shiple, Kasumov, and the '979 Patent.
- (5) Claim interpretations and any other subsidiary issue relevant to issues (1) - (4).
- (6) The Patent Owner's responses to arguments made by the Petitioner in the Reply (Paper 30) filed May 27, 2016.

- (7) Any other issues identified by the Patent Owner for oral argument or any other issues raised in papers yet to be filed.
- (8) Any other issues the Board deems necessary for issuing a final written decision.

Respectfully submitted,

Date: 2016 June 16

By: / M.C. Phillips /

Matthew C. Phillips  
Registration No. 43,403  
Backup Counsel for Patent Owner

## CERTIFICATE OF SERVICE

I hereby certify that on June 16, 2016, copies of the foregoing PATENT OWNER'S REQUEST FOR ORAL ARGUMENT and all documents filed with it were served via electronic mail, as agreed to by counsel, upon the following counsel for the Petitioners:

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