

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PAR PHARMACEUTICAL, INC.,

Petitioner,

v.

HORIZON THERAPEUTICS, INC.,

Patent Owner.

Case IPR2015-01117 (Patent 8,642,012)
Case IPR2015-01127 (Patent 8,404,215)¹

Before GRACE KARAFFA OBERMANN, *Administrative Patent Judge*.

OBERMANN, *Administrative Patent Judge*.

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

¹ This order addresses issues common to all cases; therefore, we issue a single order to be entered in both cases. The parties are authorized to use this style heading when filing an identical paper in both proceedings, provided that such heading includes a footnote attesting that “the word-for-word identical paper is filed in each proceeding identified in the heading.”

IPR2015-01117 (Patent 8,642,012)

IPR2015-01127 (Patent 8,404,215)

The Board authorizes Petitioner to file, within ten (10) business days of the date of this Order, a Reply to Patent Owner's Preliminary Response, according to the directions set forth below.

The Reply shall be limited to responding to arguments, asserted in Patent Owner's Preliminary Response, that the Petition is time-barred under 35 U.S.C. § 312(a)(2) for failure to name all real parties-in-interest. *See* Patent Owner's Preliminary Response (Paper 8, pp. 5–17; Paper 8, pp. 40–52).² The Reply shall not exceed ten (10) pages.

No other briefing is authorized.

It is

ORDERED that Petitioner is authorized to file, within ten (10) business days of the date of this Order, a Reply to Patent Owner's Preliminary Response;

FURTHER ORDERED that the Reply shall be limited to responding to arguments, asserted in the Preliminary Response, that the Petition is time-barred under 35 U.S.C. § 312(a)(2) for failure to name all real parties-in-interest;

FURTHER ORDERED that the Reply shall not exceed ten (10) pages; and

FURTHER ORDERED that no other briefing is authorized.

² Paper numbers refer to IPR2015-01117 and IPR2015-01127 in sequence.

IPR2015-01117 (Patent 8,642,012)

IPR2015-01127 (Patent 8,404,215)

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