

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PAR PHARMACEUTICAL, INC.,
Petitioner

v.

HYPERION THERAPEUTICS, INC.,
Patent Owner

Case IPR2015-01117
Patent 8,642,012

PATENT OWNER'S UPDATED MANDATORY NOTICES

Pursuant to 37 C.F.R. § 42.8(a), the Patent Owner submits the following updated mandatory notices. Specifically, counsel information and related proceedings information are updated.

1. Related Matters (37 C.F.R. § 42.8(b)(2))

The following judicial and administrative matters may affect or be affected by a decision in this proceeding:

- (a) *Hyperion Therapeutics Inc. v. Par Pharmaceutical, Inc.*, Civil Action No. 2:14-CV-384-JRG-RSP (E.D. Tex. filed April 23, 2014). The Patent Owner has accused the Petitioner of infringing the same '012 Patent at issue in this IPR. On December 14, 2015, the district court stayed that case pending resolution of this IPR and IPR2015-0127.
- (b) *Horizon Therapeutics Inc. v. Lupin Ltd. and Lupin Pharmaceuticals Inc.*, Civil Action No. 1:15-cv-076248-RBK-JS (D. N.J. filed Oct. 19, 2015). The Patent Owner has accused Lupin of infringing the same '012 Patent at issue in this IPR.
- (c) IPR2015-01127, petition also filed April 29, 2015, by Par Pharmaceutical, Inc., the Petitioner in this case, directed at U.S. Patent No. 8,404,215. The '215 Patent is also owned by Horizon Therapeutics, Inc. and has one common inventor with the '012 Patent

at issue in this case. The Board instituted trial in an Institution Decision dated November 4, 2015.

- (d) IPR2016-00283, petition filed December 4, 2015, by Lupin Ltd. and Lupin Pharms. Inc. (“Lupin”), also directed at the same ’012 Patent at issue in the present case. Lupin has filed a motion to join that IPR to the present IPR.
- (e) IPR2016-00284, petition filed December 4, 2015, by Lupin, directed at the ’215 Patent.
- (f) Abandoned U.S. Patent Appl. No. 14/135,318, filed on December 19, 2013, claims benefit of the ’012 Patent.
- (g) Abandoned U.S. Patent Appl. No. 13/061,509, filed on June 15, 2011, claims benefit of the ’012 Patent.

2. Lead and Back-Up Counsel (37 C.F.R. § 42.8(b)(3))

Pursuant to 37 C.F.R. §§ 42.8(b)(3) and 42.10(a), the Patent Owner provides the following designation of counsel:

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Pursuant to 37 C.F.R. § 42.10(b), a power of attorney for lead counsel Robert Green and back-up counsel Matthew Phillips, Emer Simic, and Jessica Tyrus is concurrently filed. Backup counsel Lauren Stevens and Dennis Bennett already have power of attorney in the underlying patent.

Respectfully submitted,

Date: 2015 Dec. 28

By: /M.C. Phillips/

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

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