

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN PHARMACEUTICALS INC.,
Petitioner,

v.

AstraZeneca AB,
Patent Owner.

Cases

IPR2015-01340 (Patent RE 44,186)
IPR2016-01029 (Patent RE 44,186)
IPR2016-01104 (Patent RE 44, 186)

Before MICHAEL P. TIERNEY and RAMA G. ELLURU,
Administrative Patent Judges.

ELLURU, *Administrative Patent Judge.*

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

Mylan Pharmaceuticals Inc. (Petitioner “Mylan” in IPR2015-01340),
Wockhardt Bio AG (Petitioner “Wockhardt” in IPR2016-01029), Amneal
Pharmaceuticals LLC (Petitioner “Amneal” in IPR2016-01104), and Patent

IPR2015-01340 (Patent RE 44,186)
IPR2016-01029 (Patent RE 44,186)
IPR2016-01104 (Patent RE 44, 186)

Owner AstraZenica AB in all three cases participated in a teleconference on Friday, June 27, 2016.

Petitioners Wockhardt and Amneal filed motions to join IPR2015-01340, IPR2016-01029, Paper 3; IPR2016-01104, Paper 4. AstraZenica filed Oppositions to these motions. IPR2016-01029, Paper 8; IPR2016-01104, Paper 12. During the teleconference, Petitioners Wockhardt, and Amneal represented that they reached an agreement with Petitioner Mylan as to the level of cooperation that will take place if we grant the motions for joinder in IPR2016-01029 and IPR2016-001104. Patent Owner represented that it seeks certain “safeguards” if these motions for joinder are granted.

IT IS:

ORDERED that all four parties in IPR2016-01340, IPR2016-01029, and IPR2016-01104 submit a joint stipulation explaining the agreement between Petitioners Mylan, Wockhardt, and Amneal with respect to the level of cooperation that will be maintained if the motions for joinder are granted IPR2016-01029, and IPR2016-01104. If Patent Owner AstraZenica requests a particular agreement as to the level of cooperation, to which Petitioner(s) do not agree, the joint stipulation should note such disagreement with a brief explanation. Such joint stipulation shall be filed by July 1, 2016.

IPR2015-01340 (Patent RE 44,186)
IPR2016-01029 (Patent RE 44,186)
IPR2016-01104 (Patent RE 44, 186)

PETITIONER:

Steven Parmelee
sparmelee@wsgr.com

Richard Torczon
rtorczon@wsgr.com

Patrick Gallagher
pcgallagher@duanemorris.com

Samuel Park
spark@winston.com

Andrew Sommer
asommer@winston.com

PATENT OWNER:

Charles Lipsey
Charles.lipsey@finnegan.com

David Weingarten
David.weingarten@finnegan.com

Eric Grondahl
egrondahl@mccarter.com

John Livingstone
Jonh.livingstone@finnegan.com

Anthony Hartmann
Anthony.hartmann@finnegan.com