

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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SANDOZ INC.,

Petitioner

v.

ELI LILLY AND COMPANY,

Patent Owner

U.S. Patent 7,772,209 to Niyikiza  
Issued Date: Aug. 10, 2010  
Title: Antifolate Combination Therapies

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*Inter Partes* Review No. 2016-00318

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**DECLARATION OF LAURA A. LYDIGSEN IN SUPPORT OF  
PETITIONER'S MOTION TO ADMIT *PRO HAC VICE*  
LAURA A. LYDIGSEN AS BACKUP COUNSEL**

Sandoz Inc.

I, Laura A. Lydigsen, declare as follows:

1. I am an experienced litigating attorney and a shareholder at the law firm of Brinks Gilson & Lione with approximately 10 years of experience, with a substantial portion of my practice consisting of litigating patent cases. As an example, I am currently counsel in the patent litigation matter *Horizon Pharma Ireland Limited et al. v. Actavis Laboratories UT, Inc.*, No. 1:14-cv-7992, in the United States District Court for the District of New Jersey. This matter involves a patents related to a pharmaceutical product.

2. I am a member of good standing in the Illinois State Bar. I am also admitted to practice in the Supreme Court of the United States; U.S. Court of Appeals for the Federal Circuit; U.S. District Court for the Northern District of Illinois; U.S. District Court for the Southern District of Illinois; U.S. District Court for the Southern District of Indiana; and the U.S. Court of Appeals for Veterans Claims.

3. I have never been suspended or disbarred from practice before any court, department, bureau, or commission of any State of the United States.

4. I have never been denied admission to practice before any court or administrative body.

5. I have never received any reprimand from any such court, department, bureau, or commission pertaining to conduct or fitness as a member of the bar.

6. I have reviewed and agree to comply with the United States Patent and Trademark Office's Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in 37 C.F.R. part 42.

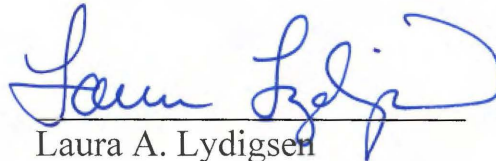
7. I have reviewed and agree to be bound by the United States Patent and Trademark Office's Rules of Professional Conduct under 37 C.F.R. § 11.101 *et seq.*, disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and any additional rules and orders governing this proceeding.

8. I have not applied to appear *pro hac vice* for any other proceedings before the USPTO in the last three years.

9. I am currently counsel of record in the co-pending litigation *Eli Lilly & Co. et al. v. Nang Kuang Pharmaceutical Co., Ltd. et al.*, Case No. 1:14-cv-1647-TWP-DKL (S.D. Ind.) (consolidated). Before consolidation with related suits on December 29, 2015, this case was under the docket of *Eli Lilly & Co. v. Sandoz Inc.*, Case No. 1:14-cv-2008-TWP-DKL (S.D. Ind.). This case is related to and involves the same patent at issue in this proceeding. As such, I have an established familiarity with the subject matter at issue in this proceeding and have acquired substantial understanding of the underlying legal and technological issues at stake in this proceeding. In particular, I have reviewed the patent-at-issue (U.S. Patent No. 7,772,209), the file history of the '209 patent, the Petition (Paper 2), and all exhibits which accompanied the Petition.

Under penalty of perjury, I declare the above statements as true and accurate to the best of my recollection. I further state that these statements are made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the U.S. Code.

Dated: February 25, 2016



Laura A. Lydigsen  
BRINKS GILSON & LIONE  
455 North Cityfront Plaza Dr., Suite 3600  
Chicago, Illinois 60611-5599  
Tel: (312) 321-4894  
Fax: (312) 321-4299  
llydigsen@brinksgilson.com

## CERTIFICATE OF SERVICE

I hereby certify that, pursuant to 37 CFR § 42.6(e)(1), the parties have agreed to electronic service for all filings in this case. Pursuant to that agreement, Petitioner hereby certifies that the foregoing document was served via email upon the following parties.

**Dov P. Grossman (Reg. No. 72,525)**

Williams & Connolly LLP  
725 Twelfth St. NW  
Washington DC 20005  
Direct Phone: 202-434-5812  
Facsimile: 202-434-5029  
dgrossman@wc.com

**James P. Leeds (Reg. No. 35,241)**

Eli Lilly and Company  
Lilly Corporate Center  
Indianapolis, IN 46285  
Direct Phone: 317-276-1667  
Facsimile: 317-277-6534  
leeds\_james@lilly.com

**David M. Krinsky (Reg. No. 72,339)**

Williams & Connolly LLP  
725 Twelfth St. NW  
Washington DC 20005  
Direct Phone: 202-434-5338  
Facsimile: 202-480-8302  
dkrinsky@wc.com

Dated: February 25, 2016

*/s/ Ralph J. Gabric*

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Ralph J. Gabric (Reg. No. 34,167)  
Bryan T. Richardson, Ph.D. (Reg. No.  
70,572)  
Brinks Gilson & Lione  
NBC Tower – Suite 3600  
455 N. Cityfront Plaza Dr.  
Chicago, Illinois 60611