UNITED STATES PATENT AND TRADEMARK OFFICE

_____

BEFORE THE PATENT TRIAL AND APPEAL BOARD

_____

MYLAN PHARMACEUTICALS INC., TEVA PHARMACEUTICALS
USA, INC., and AKORN INC.,
Petitioners

v.

ALLERGAN, INC.
Patent Owner

_____

Case IPR2016-01127[1]
Patent 8,685,930

_____

**DECLARATION OF JONATHAN SINGER IN SUPPORT OF PATENT
OWNER'S MOTION FOR *PRO HAC VICE* ADMISSION**

_____

[1] Cases IPR2017-00576 and IPR2017-00594 have been joined with this
proceeding.

1

DECLARATION OF JONATHAN SINGER IN SUPPORT OF PATENT OWNER'S MOTION FOR *PRO HAC VICE* ADMISSION

I, JONATHAN SINGER, hereby declare the following:

1.   I am a member in good standing of the state bar of California, as well as numerous United States District Courts, the United States Court of Appeals for the Federal Circuit, and the United States Supreme Court.

2.   I have not been suspended or disbarred from practice before any court or administrative body.

3.   I have never had an application for admission to practice before any court or administrative body denied.

4.   No sanction or contempt citation has been imposed against me by any court or administrative body.

5.   I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in part 42 of the Code of Federal Regulations.

6.   I will be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

7.   I am a patent litigation attorney with significant experience representing clients in a more than a dozen United States District Courts. I have

2

experience in all stages of litigation, from preliminary injunction through trial and appeal, and across a wide range of technologies, including pharmaceutical drugs and formulations, and molecular biology. My biography is attached hereto as Exhibit A.

8. In a related matter involving the '930 patent, I am representing Patent Owner Allergan in consolidated litigation currently pending in the Eastern District of Texas. *See Allergan, Inc. v. Teva Pharmaceuticals USA, Inc. et al.*, No. 2:15-cv-01455 (Lead Case). As a result, I have reviewed the '930 Patent and its relevant file history, and the prior art (including the prior art at issue in this *Inter Partes* Review proceeding). In addition, I have gained significant familiarity with claim construction issues pertaining to the '930 Patent.

9. I have performed a detailed review of the '930 Patent, the parties' submissions in the present *Inter Partes* Review proceeding, and the Board's Decision instituting *Inter Partes* Review of the '930 Patent. Additionally, I have served an essential role in this *Inter Partes* Review proceeding, including working with the present Lead and Backup Counsel to prepare the Patent Owner's Response. Based on the foregoing, I have a detailed understanding of the '930 Patent and the substantive and technical issues involved in this proceeding.

10. I am currently applying for leave to appear pro hac vice before the PTAB in the following related IPR proceedings: (1) IPR2016-01128, (2) IPR2016-

01129, (3) IPR2016-01130, (4) IPR2016-01131, and (5) IPR2016-01132. In the

past three years I have applied to appear *pro hac vice* in (1) IPR2016-00172, (2)

IPR2016-00188, and (3) IPR2016-00189.

11.   I hereby declare that all statements made herein of my own

knowledge are true and that all statements made on information and belief are

believed to be true; and further that these statements were made with the

knowledge that willful false statements and the like so made are punishable by fine

or imprisonment, or both, under Section 1001 of Title 18 of the United States

Code.

Respectfully submitted,

Date: May 2, 2017

/Jonathan Singer/
Jonathan Singer
Fish & Richardson P.C.
12390 El Camino Real
San Diego, CA 92130
Tel: (858) 678-5634
Email: singer@fr.com

EXHIBIT A

DOCKET ALARM

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts

Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research

With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips

Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS
Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS
Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS
Sync your system to PACER to automate legal marketing.

fastcase®
Smarter legal research.