

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.

SAINT REGIS MOHAWK TRIBE, Patent Owner,
Patent Owner.

Case IPR2016-01127 (8,685,930 B2)
Case IPR2016-01128 (8,629,111 B2)
Case IPR2016-01129 (8,642,556 B2)
Case IPR2016-01130 (8,633,162 B2)
Case IPR2016-01131 (8,648,048 B2)
Case IPR2016-01132 (9,248,191 B2)¹

**BRIEF OF BSA | THE SOFTWARE ALLIANCE AS *AMICUS*²
REGARDING APPLICABILITY OF TRIBAL SOVEREIGN IMMUNITY
IN IPR PROCEEDINGS**

¹ Cases IPR2017-00576 and IPR2017-00594, IPR2017-00578 and IPR2017-00596, IPR2017-00579 and IPR2017-00598, IPR2017-00583 and IPR2017-00599, IPR2017-00585 and IPR2017-00600, and IPR2017-00586 and IPR2017-00601, have been joined with the captioned proceedings.

² See IPR2016-01127, Paper No. 96, at 3, 5 (Nov. 3, 2017) (authorizing *amicus* briefs “related to the Tribe’s motion to terminate” of no more than 15 pages by December 1, 2017 because “we are persuaded that briefing from interested *amici* is now warranted in these proceedings”).

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