

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.

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)^{1,2}

Before SHERIDAN K. SNEDDEN, TINA E. HULSE, and
CHRISTOPHER G. PAULRAJ, *Administrative Patent Judges*.

SNEDDEN, *Administrative Patent Judge*.

¹ This order addresses issues that are the same in the identified cases. We exercise our discretion to issue one order to be filed in each case.

² 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 respectively been joined with the captioned proceedings.

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

DECISION

Granting Motion for *Pro Hac Vice* Admission of Michael W. Shore *37 C.F.R. § 42.10*

By virtue of assignment from Allergan, Inc. made September 8, 2017, Saint Regis Mohawk Tribe (“Tribe”) represents itself as the new patent owner of each of the patents at issue in these proceedings. Ex. 2085.³ Tribe now moves for *pro hac vice* admission of Michael W. Shore. Paper 67. Tribe provides a declaration from Mr. Shore in support of its motion. Ex. 2089. Petitioners do not oppose Tribe’s motion.

Based on the facts set forth in the motion and the accompanying declaration from Mr. Shore, we conclude that Mr. Shore has sufficient legal and technical qualifications to represent Tribe and that there is a need for Tribe to have counsel with experience as a litigation attorney in legal matters involved in these cases. Accordingly, Tribe has established good cause for Mr. Shore’s *pro hac vice* admission. Mr. Shore will be permitted to appear *pro hac vice* as back-up counsel only. See 37 C.F.R. § 42.10(c).

In consideration of the foregoing, it is hereby:

ORDERED that Tribe’s motion for *pro hac vice* admission of Michael W. Shore is *granted*, and Mr. Shore is authorized to represent Tribe as back-up counsel;

FURTHER ORDERED that Tribe is to continue to have a registered practitioner as lead counsel;

FURTHER ORDERED that Mr. Shore comply with the Office Patent

³ Paper numbers and exhibits refer to those filed in IPR2016-01127. Similar papers and exhibits were filed in each of the other cases.

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

Trial Practice Guide and the Board's Rules of Practice for Trials, as set forth
in Title 37, Part 42 of the Code of Federal Regulations; and

FURTHER ORDERED that Mr. Shore is subject to the Office's
disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and to the USPTO
Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.*

PETITIONER:

Steven W. Parmelee
Michael T. Rosato
Jad A. Mills
WILSON SONSINI GOODRICH & ROSATI
sparmelee@wsgr.com
mrosato@wsgr.com
jmills@wsgr.com

PATENT OWNER:

Dorothy P. Whelan
Michael Kane
FISH & RICHARDSON P.C.
whelan@fr.com
PTABInbound@fr.com

Alfonso Chan
Joseph DePumpo
SHORE CHAN DEPUMPO LLP
achan@shorechan.com
jdepumpo@shorechan.com