

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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KOIOS PHARMACEUTICALS LLC,  
Petitioner,

v.

MEDAC GESELLSCHAFT FÜR KLINISCHE  
SPEZIALPRÄPARATE MBH,  
Patent Owner.

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Case IPR2016-01370  
Patent No. 8,664,231

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**PETITIONER'S MOTION TO WITHDRAW COUNSEL**

**I. RELIEF REQUESTED**

Pursuant to 37 C.F.R. § 42.10(e), and as authorized by the Board in an e-mail dated October 27, 2017, Petitioner Koios Pharmaceuticals requests that the Board withdraw current lead counsel DeAnn F. Smith as counsel from this proceeding. Additionally, per instructions in the Board's e-mail, Petitioner notes that the Board has authorized back-up counsel Kayvan B. Noroozi (admitted *pro hac vice*) to appear at the oral hearing without lead counsel present.

Petitioner has conferred with Patent Owner's counsel, and Patent Owner does not oppose this motion.

**II. STATEMENT OF REASONS FOR SUBSTITUTION OF COUNSEL**

Petitioner wishes for current first back-up counsel William P. Rothwell (Registration No. 72,522) to serve as lead counsel and current back-up counsel Mr. Noroozi of NOROOZI P.C. to remain and be the only representatives for Petitioners going forward in this proceeding.

Mr. Rothwell and Mr. Noroozi meet the requirements of 37 C.F.R. § 42.10(c), so no substitution of counsel is necessary.

It is believed that granting this Motion will not hinder the economy, the integrity of the patent system, the efficient administration of the Office, or the ability of the Office to timely complete this proceeding. *See* 35 U.S.C. § 316(b).

MOTION TO WITHDRAW COUNSEL

An updated Power of Attorney and Mandatory Notices under 37 C.F.R. §

42.8(b)(3) and (b)(4) will be filed upon grant of the present motion.

Respectfully submitted,

/s/ William Rothwell

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Santa Monica, CA 90401

*Counsel for Petitioner*

Date: November 2, 2017

**CERTIFICATION OF SERVICE**

The undersigned hereby certifies that the foregoing **PETITIONER'S MOTION TO WITHDRAW COUNSEL** was served electronically via e-mail on November 2, 2017, on the following counsel of record for Patent Owner:

James F. Haley (Lead Counsel)	james.haley@hglaw.com
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/s/ William Rothwell

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Date: November 2, 2017