

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN PHARMACEUTICALS INC.,
Petitioner

v.

BOEHRINGER INGELHEIM INTERNATIONAL GMBH,
Patent Owner.

Case IPR2016-01566
Patent 9,173,859 B2

Mailed: September 7, 2016

MOTION FOR ADMISSION *PRO HAC* VICE OF
CHRISTOPHER L. MCARDLE

Case IPR2016-01566

Patent 9,173,859 B2

Pursuant to 37 C.F.R. §§ 42.10(b) and (c), Petitioner, Mylan Pharmaceuticals Inc., hereby moves for the admission of Christopher L. McArdle, a member of the Bar of the State of New York, as co-counsel for Petitioner in this *inter partes* review (“IPR”) proceeding. An appropriate power of attorney from Petitioner so appointing Mr. McArdle was filed with the Petition. *See* Paper 1. Filed concurrently herewith are similar motions for *pro hac* vice admission in IPR2016-01563, IPR2016-01564, and IPR2016-01565.

Mr. McArdle holds a B.A. degree in Chemistry from Washington University in St. Louis and a J.D. degree from Tulane University. Mr. McArdle is a member in good standing with the Bar of the State of New York. Exhibit 1018 ¶ 2. He has never been suspended, disbarred, sanctioned, denied admission to practice, or cited for contempt by any court or administrative body. *Id.* at ¶¶ 3-5.

Mr. McArdle is an experienced patent litigator and is co-counsel in the litigation involving the patent at issue in this IPR proceeding, *Boehringer Ingelheim Pharmaceuticals Inc. et al v. HEC Pharm Co., Ltd. et al*, Case No. 3:15-cv-05982-PGS-TJB (D.N.J.). Exhibit 1018 ¶¶ 1, 9-10. He has become intimately familiar with the patent at issue in this proceeding as well as related patents, including certain purported prior art references and Petitioner’s arguments as to why the claims at issue are invalid in view of the Petitioner’s prior art. Mr. McArdle’s technical experience will aid Petitioner in this proceeding. He also satisfies the remaining conditions for

Case IPR2016-01566

Patent 9,173,859 B2

admissibility identified by the Board. Exhibit 1018 ¶¶ 6-8.

Petitioner moves for the admission of Mr. McArdle to designate him as back-up counsel in this IPR, in view of his knowledge, familiarity and experience with the subject matter of this IPR. Although Mr. McArdle is not a registered USPTO practitioner, Petitioner's undersigned lead counsel is registered and remains on this case.

Dated: September 7, 2016

Respectfully submitted,

/ Thomas J. Parker /

Thomas J. Parker

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Counsel for Petitioner

Case IPR2016-01566
Patent 9,173,859 B2

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. §42.6(e), the undersigned hereby certifies that, on the 7th day of September, 2016 a complete copy of the foregoing “MOTION FOR ADMISSION PRO HAC VICE OF CHRISTOPHER L. MCARDLE” was served via e-mail on counsel for Patent Owner:

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Case IPR2016-01566

Patent 9,173,859 B2

Dated: September 7, 2016

/ Thomas J. Parker /

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