

Filed: August 23, 2017

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ACRUX DDS PTY LTD. & ACRUX LIMITED
Petitioners,

v.

KAKEN PHARMACEUTICAL CO., LTD. and VALEANT
PHARMACEUTICALS INTERNATIONAL, INC.,
Patent Owner and Licensee

Case: IPR2017-00190
U.S. Patent No. 7,214,506

**DECLARATION OF LISA N. PHILLIPS
IN SUPPORT OF PETITIONERS' UNOPPOSED MOTION
FOR *PRO HAC VICE* ADMISSION**

I, Lisa N. Phillips, declare the following:

1. I am a Partner with the law firm of Rothwell, Figg, Ernst & Manbeck, P.C., in Washington, DC.
2. I am a member in good standing of the Pennsylvania Bar. My Pennsylvania Bar member number is 86728.
3. I am also a member in good standing of the District of Columbia Bar. My District of Columbia Bar member number is 485943.
4. I have not been suspended or disbarred from practice before any court or administrative body.
5. I have never had a court or administrative body deny my application for admission to practice.
6. I have not applied to appear *pro hac vice* before any other Patent Trial and Appeal Board (“Board”) or United States Patent and Trademark Office (“USPTO”) proceeding over the last three years.
7. I have never had any court or administrative body impose sanctions or contempt citations against me.
8. I have read and will comply with the Office Patent Trial Practice Guide and the Board’s Rules of Practice for Trials, as set forth in Part 42 of Title 37 of the Code of Federal Regulations.

9. I agree to be subject to the United States Patent and Trademark Office Code of Professional Responsibility set forth in 37 C.F.R. §§ 10.20 *et seq.*, 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). I also agree to be subject to the USPTO Rules of Professional Conduct as set forth in Changes to Representation of Others Before the United States Patent and Trademark Office; Final Rule, 78 Fed. Reg. 20180 (Apr. 3, 2013) (effective May 3, 2013).

10. I am an experienced litigation attorney with extensive experience with issues related to pharmaceutical matters, such as the subject matter of the patent at issue, U.S. Patent No. 7,214,506 (“the ’506 patent”). I have extensive experience in many patent infringement litigations in federal district courts, including experience with fact and expert document and deposition discovery, claim construction, *Markman* hearings, motion practice, trials, and hearings.

11. I am familiar with the subject matter at issue in this proceeding, including the ’506 patent. I have reviewed the patent and its prosecution history. I have reviewed the prior art, including, specifically, the asserted references. In addition, during preparation of the Petition, I worked closely with Petitioners’ counsel of record to draft and finalize the Petition and assisted in the preparation of Dr. Walters’ expert declaration. I have also reviewed and am familiar with the

other documents filed in this proceeding. I have knowledge of the technical issues that are relevant to this proceeding.

12. I hereby declare that all statements herein of my own knowledge are true and, further, that these statements are made with the knowledge that willful false statements and the like are punishable by fine, imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

Respectfully submitted,

Date: August 23, 2017

By: /Lisa N. Phillips/
Lisa N. Phillips
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