

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN PHARMACEUTICALS INC.,
Petitioner

v.

QUALICAPS CO., LTD,
Patent Owner

Case IPR2017-00203
Patent 6,649,180

**PATENT OWNER'S UNOPPOSED MOTION FOR ADMISSION
PRO HAC VICE OF MEGAN P. KEANE UNDER 37 C.F.R. § 42.10**

DC: 6428662-1

I. Relief Requested

Pursuant to 37 C.F.R. § 42.10, and in accordance with the Board's Order, Paper No. 7 in Case IPR2013-00639, and the Notice of Filing Date Accorded to Petition (Paper No. 3), Patent Owner requests that the Board admit Megan P. Keane *pro hac vice* in this proceeding. Counsel for Petitioner has informed the undersigned that Petitioner does not oppose this motion.

II. Statement of Facts

37 C.F.R. §42.10(c) states that the Board “may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause, subject to the condition that lead counsel be a registered practitioner and to any other conditions as the Board may impose. For example, where the lead counsel is a registered practitioner, a motion to appear *pro hac vice* by counsel who is not a registered practitioner may be granted upon showing that counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding.” The facts, supported by the attached Declaration of Megan P. Keane in Support of Patent Owner's Motion for Admission *Pro Hac Vice* (“Keane Declaration”), establish good cause to admit Ms. Keane *pro hac vice* in this proceeding.

1. Lead counsel, Jessica L. Parezo, is a registered practitioner.

2. Counsel, Megan P. Keane, is an experienced litigating attorney with over seven years in private law practice and has substantial experience with patent litigation. Keane Decl. at ¶ 9. Ms. Keane has been counsel in over twenty patent infringement matters, including cases pending in various district courts. *Id.* Ms. Keane is a member in good standing of the Pennsylvania State Bar and the District of Columbia Bar. *Id.* at ¶ 2. She is also admitted to practice in the United States Court of Appeals for the Federal Circuit and the United States District Court for the District of Columbia. *Id.* She has no suspensions or disbarments from practice, nor any application for admission to practice denied, nor any sanctions or contempt citations. *Id.* at ¶¶ 3–5.

3. Ms. Keane was admitted to practice before this Board *pro hac vice* in IPR2016-00458. See *Eli Lilly and Company v. The Trustees of The University of Pennsylvania*, IPR2016-00458, Paper No. 42 (P.T.A.B. Nov. 21, 2016); Keane Decl. at ¶ 8.

4. Ms. Keane has familiarity with the subject matter and patent at issue in this proceeding, U.S. Patent No. 6,649,180 (“the ’180 Patent”), including its prosecution history and the scientific field to which the ’180 Patent is addressed. Keane Decl. at ¶ 10. Ms. Keane is advising the Patent Owner regarding the Patent Owner’s Response to the Petition. In addition, Ms. Keane is or has been counsel of record in patent infringement cases involving pharmaceutical formulation

patents. These activities have required developing a thorough understanding of the patent at issue in this proceeding, the prior art, and the relevant scientific field. *Id.*

5. Ms. Keane also has extensive experience litigating and advising clients relating to pharmaceutical patents. Specifically, she has experience working with experts and developing strategy in proceedings before the Patent Trial and Appeal Board relating to other pharmaceutical products. *Id.* at ¶ 11.

6. Ms. Keane has read and will comply with the Office Patent Trial Guide and the Board's Rules for Practices for Trials set forth in Part 42 of the C.F.R., and she agrees to be subject to the USPTO 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). *Id.* at ¶¶ 6-7.

III. Analysis

The facts contained in the Statement of Facts above, and contained in the Keane Declaration, establish that there is good cause to admit Ms. Keane *pro hac vice* in this proceeding, under 37 C.F.R. § 42.10. Lead counsel is a registered practitioner, Ms. Keane is an experienced litigating attorney, and Ms. Keane has an established familiarity with the subject matter at issue in this proceeding.

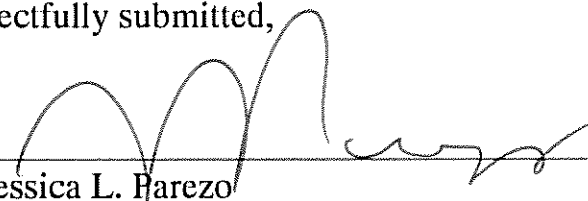
IV. Conclusion

For the foregoing reasons, Patent Owner respectfully requests that the Board admit Megan P. Keane *pro hac vice* in this proceeding.

Date: May 31, 2017

Respectfully submitted,

By



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