

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN PHARMACEUTICALS INC.
Petitioner

v.

QUALICAPS CO. LTD.
Patent Owner

U.S. Patent No. 6,649,180

Filing Date: April 13, 2000

Issue Date: November 18, 2003

Title: HARD CAPSULE FORMED OF CELLULOSE ETHER FILM WITH A
SPECIFIC CONTENT OF METHOXYL AND HYDROXYPROPOXYL
GROUPS

Inter Partes Review No. 2017-00203

**DECLARATION OF MR. JONATHAN D. OLINGER IN SUPPORT OF
PETITIONER'S UNOPPOSED MOTION FOR *PRO HAC VICE*
ADMISSION UNDER 37 C.F.R. § 42.10(c)**

I, Jonathan D. Olinger, am over eighteen years of age and would be competent to testify as to the matters set forth herein if called upon to do so.

1. I am a member in good standing of the state bar of Georgia, as well as the following Federal Courts:
 - a. U.S. District Court for the Northern District of Georgia;
 - b. U.S. District Court for the Eastern District of Texas; and
 - c. U.S. District Court for the District of Colorado.
2. I have never been suspended or disbarred from practice before any court or administrative body.
3. I have never had an application for admission to practice before any court or administrative body denied.
4. No sanction or contempt citation has been imposed against me by any court or administrative body.
5. During the past 3 years, I have applied to appear *pro hac vice* before the United States Patent and Trademark Office in the following proceedings:
 - a. *Under Armour, Inc. v. Adidas AG*, Case IPR2015-00697;
 - b. *Under Armour, Inc. v. Adidas AG*, Case IPR2015-00698;
 - c. *Under Armour, Inc. v. Adidas AG*, Case IPR2015-00700;
 - d. *Under Armour, Inc. v. Adidas AG*, Case IPR2015-01528; and

e. *Under Armour, Inc. v. Adidas AG*, Case IPR2015-01532.

6. I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in part 42 of 37 C.F.R.
7. I will be subjected 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).
8. I am familiar with the subject matter at issue in the proceeding. I am counsel for Mylan Pharmaceuticals, Inc. in a co-pending litigation, *Warner Chilcott (US), LLC et al. v. Mylan Pharmaceuticals, Inc., et al.*, Case No. 2:15-cv-01740-JRG-RSP (E.D. Texas) in which U.S. Patent No. 6,649,180 is asserted against Petitioner. In the co-pending litigation, I have reviewed prior art, developed validity arguments, developed claim construction arguments, managed fact and expert discovery, and drafted motion papers. I therefore have an established familiarity with the subject matter at issue in the proceeding, including the prior art relied upon in the Petition.
9. I have been a litigating attorney in private practice since 2010, with trial experience in numerous litigations involving patent infringement

and validity in federal courts across the country, including experience in jury and bench trials and appeals in the Federal Circuit.

10. An abbreviated summary of my professional biography is Attachment A to this Declaration.

Date: December 21, 2016



Jonathan D. Olinger
Kilpatrick, Townsend & Stockton LLP
1100 Peachtree Street NE, Suite 2800
Atlanta, GA 30309-4528

EXHIBIT A

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.