

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PAR PHARMACEUTICAL, INC.,
Petitioners,

v.

HORIZON THERAPEUTICS, LLC,
Patent Owner.

Case IPR2017-01767 (Patent 9,254,278 B2)
Case IPR2017-01768 (Patent 9,095,559 B2)
Case IPR2017-01769 (Patent 9,326,966 B2)¹

Before DEBORAH KATZ, *Administrative Patent Judge*.

ORDER
Authorizing Motion to Terminate
37 C.F.R. § 42.5

On September 20, 2018, Patent Owner Horizon Therapeutics, LLC (“Horizon”) contacted the Board by e-mail, reportedly also on behalf of Petitioner Par Pharmaceutical, Inc. (“Par”). Horizon indicated that the parties have entered

¹ We exercise our discretion to issue one Order to be filed in the three cited cases. The parties are not authorized to use this style heading for any subsequent papers.

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into a settlement agreement in these matters and request permission to file joint motions to terminate the proceedings.

The parties are authorized to file a joint motion to terminate the proceedings based on settlement no later than October 4, 2018. The parties' request to suspend the remaining deadlines in the schedule of each trial is denied at this time. The parties are reminded that they may stipulate to different dates for DUE DATES 4 and 5 (earlier or later, but no later than DUE DATE 6), by filing a joint notice identifying the changed due dates. (*See* Scheduling Order, Paper 11, 2.) The parties should notify the Board if settlement is not reached and a decision on the parties' briefing regarding evidence in Horizon's sur-reply is needed.

Accordingly,

It is ORDERED that the parties are AUTHORIZED to file a joint motion to terminate the proceedings no later than October 4, 2018; and

It is FURTHER ORDERED that no other change in the schedule is provided by the Board at this time.

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