

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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MYLAN PHARMACEUTICALS INC.,  
Petitioner

v.

POZEN INC. and HORIZON PHARMA USA, INC.,  
Patent Owner

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Case IPR2017-01995  
Patent 9,220,698 B2

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Before TONI R. SCHEINER, MICHELLE N. ANKENBRAND, and  
DEBRA L. DENNETT, *Administrative Patent Judges*.

DENNETT, *Administrative Patent Judge*.

ORDER

Granting Petitioner Mylan Pharmaceuticals Inc.'s  
Motion for *Pro Hac Vice* Admission of Bryan D. Beel and Robert D. Swanson  
*37 C.F.R. § 42.10*

On April 2, 2018, Petitioner Mylan Pharmaceuticals Inc. (“Mylan”) filed Motions for *Pro Hac Vice* Admission of Bryan D. Beel (Paper 27) and Robert D. Swanson (Paper 28) under 37 C.F.R. § 42.10(c). The Motions are supported by the Declaration of Mr. Beel (Ex. 1048) and the Declaration of Mr. Swanson (Ex. 1049).

The Board has reviewed the submissions and determined that the requirements of 37 C.F.R. § 42.10 have been met and there is good cause to admit Mr. Beel and Mr. Swanson *pro hac vice* in the proceeding.

It is, therefore,

ORDERED that Mylan’s Motion for *Pro Hac Vice* Admission of Bryan D. Beel under to 37 C.F.R. § 42.10(c) is *granted*;

FURTHER ORDERED that Mylan’s Motion for *Pro Hac Vice* Admission of Robert D. Swanson under to 37 C.F.R. § 42.10(c) is *granted*;

FURTHER ORDERED that, within seven (7) business days of the date of this Order, Mylan must submit a Power of Attorney for Mr. Beel and Mr. Swanson in accordance with 37 C.F.R. § 42.10(b);

FURTHER ORDERED that Mr. Beel and Mr. Swanson are authorized to act as back-up counsel only, and that Mylan is to continue to have a registered practitioner represent it as lead counsel;

FURTHER ORDERED that Mylan must file updated mandatory notices identifying Mr. Beel and Mr. Swanson as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3);

FURTHER ORDERED that Mr. Beel and Mr. Swanson are to comply with the Office Patent Trial Practice Guide and the Board’s Rules of Practice for Trials, as set forth in Part 42 of 37 C.F.R.; and

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FURTHER ORDERED that Mr. Beel and Mr. Swanson are to be subject to the Office's disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101–11.901.

PETITIONER:

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