

Filed: January 24, 2019

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN PHARMACEUTICALS INC.

and

DR. REDDY'S LABORATORIES, INC.,

Petitioner

v.

POZEN INC. and HORIZON PHARMA USA, INC.

Patent Owners

Case No. IPR2017-01995¹

U.S. Patent No. 9,220,698

PETITIONER'S MOTION FOR WITHDRAWAL OF COUNSEL

¹ Petitioner Dr. Reddy's Laboratories, Inc., from IPR2018-00894, has been joined as a Petitioner to this proceeding

I. Statement of Precise Relief Requested

Pursuant to 37 C.F.R. § 42.10(e) Mylan Pharmaceuticals Inc. (“Mylan”) hereby respectfully requests that the Patent Trial and Appeal Board (the “Board”) authorize the withdrawal of Robert D. Swanson, back up counsel in this matter.

Patent Owner has stated it will not oppose this motion. The Board granted permission to file this motion during a telephonic hearing held on January 24, 2019.

II. Statement of Facts Showing Good Cause for the Board to Authorize Withdrawal

Under 37 C.F.R. § 42.10(e), counsel may not withdraw from a proceeding without authorization from the Board. On April 2, 2018, Mylan submitted a *pro hac vice* application for Mr. Swanson which was granted by the Board on June 11, 2018 (Paper 39). Mylan then submitted its Updated Mandatory Notices listing Mr. Swanson as additional back up counsel on June 18, 2018 (Paper 43). Mr. Swanson is no longer associated with the firm Perkins Coie LLP, therefore Mylan respectfully requests the Board’s authorization to withdraw Mr. Swanson as an additional back up counsel in this proceeding. Mylan will continue to be represented by lead counsel, Brandon M. White, a registered practitioner.

III. Conclusion

For the foregoing reasons, Mylan respectfully requests that the Board authorize the withdrawal of Robert D. Swanson in this proceeding.

Dated: January 24, 2019

/Brandon M. White/

Brandon M. White

Reg. No. 52,354

PERKINS COIE LLP

700 13th Street, NW, Suite 600

Washington, D.C. 20005

Telephone: (202) 654-6204

Facsimile: (202) 654-6211

Email: bmwhite@perkinscoie.com

Attorney for Mylan Pharmaceuticals Inc.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing: PETITIONER'S
MOTION FOR WITHDRAWAL OF COUNSEL was served electronically via
email as follows:

Patent Owners:

Thomas A. Blinka
Jonathan G. Graves
Susan Krumplitsch
Ellen Scordino
Lauren Krickl
Cooley LLP
zIPR2017-01995@cooley.com

Margaret J. Sampson
Stephen M. Hash
Jeffrey S. Gritton
Baker Botts LLP
pozen-
vimovoBB@bakerbotts.com

Petitioner Dr. Reddy's:

Alan H. Pollack
Dmitry V. Shelhoff
Stuart D. Sender
Louis H. Weinstein
apollack@buddlarner.com
dshelhoff@buddlarner.com
ssender@buddlarner.com
lweinstein@buddlarner.com

Dated: January 24, 2019

/Brandon M. White/
Brandon M. White

Attorney for Mylan Pharmaceuticals Inc.