

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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LUPIN LTD. AND LUPIN PHARMACEUTICALS INC.,  
Petitioner

v.

HORIZON THERAPEUTICS, LLC,  
Patent Owner

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Case IPR2018-00459  
Patent 9,561,197

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**PATENT OWNER'S INITIAL MANDATORY NOTICES**

Pursuant to 37 C.F.R. § 42.8(a), the Patent Owner submits the following initial mandatory notices.

**1. Real Parties-In-Interest (37 C.F.R. § 42.8(b)(1))**

U.S. Patent No. 9,561,197 is owned by Horizon Therapeutics, LLC (f/k/a Hyperion Therapeutics, Inc.), a company organized and existing under the laws of the State of Delaware, having its principal place of business at 150 S. Saunders Road, Lake Forest, IL 60045. Pursuant to the requirements of 37 C.F.R. § 42.8(b)(1), the undersigned state that the real parties-in-interest are Horizon Therapeutics, LLC as well its corporate parents (collectively, Horizon):

- Horizon Pharma, Inc., a corporation organized and existing under the laws of the State of Delaware, having its principal place of business at 150 S. Saunders Road, Lake Forest, IL 60045, which is wholly-owned by:
- Horizon Pharma Finance S.á.r.l., an entity organized and existing under the laws of Luxembourg, having its principal place of business at 19 Rue de Bitbourg, Luxembourg, which is wholly owned by;
- Horizon Pharma Capital Limited, a corporation organized and existing under the laws of Ireland, having its principal place of business at Connaught House, 1<sup>st</sup> Floor, 1 Burlington Road, Dublin 4, Ireland, which is wholly owned by;

- Horizon Pharma Holdings Limited, a corporation organized and existing under the laws of Ireland, having its principal place of business at Connaught House, 1<sup>st</sup> Floor, 1 Burlington Road, Dublin 4, Ireland, which is wholly owned by; and
- Horizon Pharma plc, a company organized and existing under the laws of Ireland, having its principal place of business at Connaught House, 1<sup>st</sup> Floor, 1 Burlington Road, Dublin 4, Ireland.

## **2. Related Matters (37 C.F.R. § 42.8(b)(2))**

The following judicial and administrative matters may affect or be affected by a decision in this proceeding:

- (a) *Horizon Therapeutics, LLC v. Lupin Ltd. and Lupin Pharmaceuticals Inc.*, Civil Action No. 1:17-cv-05900-MAH-KM (D.N.J. filed Aug. 08, 2017). The Complaint asserts infringement of U.S. Patent No. 9,561,197.
- (b) *Horizon Therapeutics, LLC v. Par Pharmaceutical, Inc.*, Civil Action No. 1:17-cv-05901-MAH-KM (D.N.J. filed Aug. 08, 2017). The Complaint asserts infringement of U.S. Patent No. 9,561,197.
- (c) Pending U.S. Patent Appl. No. 15/402,780, filed January 10, 2017, which claims benefit of the patent under review.

- (d) Pending U.S. Patent Appl. No. 15/687,136, filed August 25, 2017,  
which claims benefit of the patent under review.

**3. Lead and Back-Up Counsel (37 C.F.R. § 42.8(b)(3))**

Pursuant to 37 C.F.R. §§ 42.8(b)(3) and 42.10(a), the Patent Owner provides  
the following designation of counsel:

**LEAD COUNSEL**

Robert Green (Reg. No. 27,555)  
Green, Griffith & Borg-Breen, LLP  
City Place, Suite 3900  
676 N. Michigan Avenue  
Chicago, Illinois 60611  
Phone: (312) 883-8000  
Fax: (312) 883-8001  
rgreen@greengriffith.com

**BACKUP COUNSEL**

Matthew Phillips (Reg. No. 43,403)  
Laurence & Phillips IP Law LLP  
7327 SW Barnes Road #521  
Portland, Oregon 97225  
Phone: (503) 964-1129  
Fax: (703) 439-1624  
mphilips@lpiplaw.com

Caryn Borg-Breen (Reg. No. 52,637)  
Green, Griffith & Borg-Breen, LLP  
City Place, Suite 3900  
676 N. Michigan Avenue  
Chicago, Illinois 60611  
Phone: (312) 883-8000  
Fax: (312) 883-8001  
cborg-breen@greengriffith.com

Dennis Bennett (Reg. No. 34,547)  
GLOBAL PATENT GROUP, LLC  
1005 N. Warson Road, Suite 404  
St. Louis, Missouri 63132  
Phone: (314) 812-8018  
Fax: (314) 685-2300  
dennisbennett@globalpatentgroup.com

Pursuant to 37 C.F.R. § 42.10(b), a power of attorney for the above-listed counsel is concurrently filed.

**4. Service Information (37 C.F.R. § 42.8(b)(4))**

Service information for the Patent Owner's counsel of record is provided above, all of whom consent to service by e-mail. If service by means other than email is made, the Patent Owner requests that the petitioner notify each counsel above by email that service is being made by another means at the time of service.

Respectfully submitted,

Date: 2018 Feb. 2

By: / M.C. Phillips /

Matthew C. Phillips  
Registration No. 43,403  
Backup Counsel for Patent Owner

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