

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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NEPTUNE GENERICS, LLC  
Petitioner,

v.

CORCEPT THERAPEUTICS, INC.  
Patent Owner.

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Case IPR2018-01494  
Patent No. 8,921,348 B2

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**DECLARATION OF LEONARD A. GAIL IN SUPPORT OF  
NEPTUNE GENERICS, LLC'S MOTION FOR  
*PRO HAC VICE* ADMISSION UNDER 37 C.F.R. §42.10(c)**

Mail Stop: PATENT BOARD  
Patent Trial and Appeal Board  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

I, Leonard A. Gail, resident of Chicago, Illinois, hereby declare as follows:

1. I am an attorney at the firm of Massey & Gail LLP, counsel for Petitioner Neptune Generics, LLC (“Neptune”). I have personal knowledge of the facts set forth in this declaration, and if called as a witness, could and would testify under oath.

2. I am a member in good standing of the Illinois State Bar (Bar No. 6199745).

3. I have never been suspended or disbarred from practice before any court or administrative body. No application of mine for admission to practice before any court or administrative body has ever been denied. I have never had a sanction or contempt citation imposed on me by any court or administrative body.

4. I have read and will comply with the Office Patent Trial Practice Guide and Board’s Rules of Practice for Trials set forth in part 42 of 37 C.F.R. I acknowledge and agree that I will be subject 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).

5. I received a Bachelor of Arts Degree from Dartmouth College in 1985, and a law degree from Harvard University in 1988.

6. I am a founding partner of Massey & Gail LLP (founded in 2008). I have three decades of experience in civil and criminal trials and litigation. I have been involved in litigation, trials, and counseling related to patent disputes throughout much of my law firm career.

7. I have been actively involved in analyzing and assisting with the Petition for *Inter Partes* Review submitted in this proceeding.

8. I have not appeared *pro hac vice* in any proceedings before the USPTO.

Executed on March 18, 2019 in Chicago, Illinois.



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Leonard A. Gail