

**United States Court of Appeals  
for the Federal Circuit**

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**SAINT REGIS MOHAWK TRIBE, ALLERGAN, INC.,**  
*Appellants*

v.

**MYLAN PHARMACEUTICAL, INC., TEVA PHARMA-  
CEUTICALS USA, INC., AND AKORN, INC,**  
*Appellees*

Nos. 18-1638, 18-1639, 18-1640, 18-1641, 18-1642, 18-1643

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Appeals from the U.S. Patent and Trademark Office, Patent Trial  
and Appeal Board in Nos. IPR2016-01127, IPR2016-01128,  
IPR2016-01129, IPR2016-01130, IPR2016-01131, IPR2016-01132,  
IPR2017-00576, IPR2017-00578, IPR2017-00579, IPR2017-00583,  
IPR2017-00585, IPR2017-00586, IPR2017-00594, IPR2017-00596,  
IPR2017-00598, IPR2017-00599, IPR2017-00600, IPR2017-00601

**BRIEF OF THE STATES OF INDIANA, HAWAII, ILLINOIS,  
MASSACHUSETTS, TEXAS, UTAH, AND VIRGINIA AS  
AMICI CURIAE IN SUPPORT OF EN BANC REHEARING**

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## CERTIFICATE OF INTEREST

Counsel for *Amicus Curiae* certifies the following:

1. The full names of every party represented by me are:
  - The States of Indiana, Hawaii, Illinois, Massachusetts, Texas, Utah, and Virginia
2. The names of the real parties in interest represented by me are:
  - The States of Indiana, Hawaii, Illinois, Massachusetts, Texas, Utah, and Virginia
3. All parent corporations and any publicly held companies that own 10 percent of the stock of the parties represented by me are:
  - None. The *amicus curiae* are sovereign States.
4. The names of all law firms and the partners or associates that appeared for the party or amicus now represented by me in the trial court or agency or are expected to appear in this Court (and who have not or will not enter an appearance in this case) are:
  - None.
5. The title and number of any case known to counsel to be pending in this or any other court or agency that will directly affect or be directly affected by this court's decision in the pending appeal:
  - *Allergan, Inc. v. Teva Pharmaceuticals USA Inc.*, No. 2018-1130 (Fed. Cir.)
  - *Regents of the University of Minnesota v. LSI Corporation*, No. 2018-1559 (Fed. Cir.)
  - *Allergan, Inc. v. Deva Holding A.S.*, No. 2:16-cv-1447 (E.D. Tex.)
  - *Regents of the University of Minnesota v. LSI Corporation*, No. 5:18-cv-00821 (N.D. Cal.)

- *Regents of the University of Minnesota v. Gilead Sciences, Inc.*, No. 3:17-cv-06056 (N.D. Cal.)
- *Regents of the University of Minnesota v. AT&T Mobility LLC*, No. 0:14-cv-04666 (D. Minn.)
- *Regents of the University of Minnesota v. Sprint Solutions, Inc.*, No. 0:14-cv-04669 (D. Minn.)
- *Regents of the University of Minnesota v. T-Mobile USA, Inc.*, No. 0:14-cv-04671 (D. Minn.)
- *Regents of the University of Minnesota v. Cellco Partnership*, No. 0:14-cv-04672 (D. Minn.)
- *Gilead Sciences, Inc. v. Regents of the University of Minnesota*, No. IPR2017-01753 (P.T.A.B.)
- *Gilead Sciences, Inc. v. Regents of the University of Minnesota*, No. IPR2017-01712 (P.T.A.B.)
- *Gilead Sciences, Inc. v. Regents of the University of Minnesota*, No. IPR2017-02004 (P.T.A.B.)
- *Gilead Sciences, Inc. v. Regents of the University of Minnesota*, No. IPR2017-02005 (P.T.A.B.)
- *Ericsson Inc. v. Regents of the University of Minnesota*, No. IPR2017-01186 (P.T.A.B.)
- *Ericsson Inc. v. Regents of the University of Minnesota*, No. IPR2017-01197 (P.T.A.B.)
- *Ericsson Inc. v. Regents of the University of Minnesota*, No. IPR2017-01200 (P.T.A.B.)
- *Ericsson Inc. v. Regents of the University of Minnesota*, No. IPR2017-01213 (P.T.A.B.)
- *Ericsson Inc. v. Regents of the University of Minnesota*, No. IPR2017-01214 (P.T.A.B.)

- *Ericsson Inc. v. Regents of the University of Minnesota*,  
No. IPR2017-01219 (P.T.A.B.)
- *LSI Corporation v. Regents of the University of Minnesota*,  
No. IPR2017-01068 (P.T.A.B.)

Date: September 4, 2018

s/ Thomas M. Fisher

## TABLE OF CONTENTS

CERTIFICATE OF INTEREST .....	i
TABLE OF AUTHORITIES .....	v
AMICI'S STATEMENT OF IDENTITY AND INTEREST .....	1
SUMMARY OF ARGUMENT .....	3
ARGUMENT .....	5
I.    Eliminating State Sovereign Immunity in <i>Inter Partes</i> Review Would Seriously Harm States.....	5
A. Permitting private parties to force States into IPR would offend States' sovereign dignity.....	5
B. Excluding sovereign immunity from IPR would jeopardize the substantial, publicly beneficial revenues generated by public universities' intellectual property.....	6
II.   The Panel's Decision Misapplies <i>FMC</i> .....	8
A. <i>Inter partes</i> review is not a proceeding brought by the federal government .....	9
B. The existence of sovereign immunity does not turn on minor procedural similarities .....	13
CONCLUSION .....	15
CERTIFICATE OF COMPLIANCE.....	17
CERTIFICATE OF SERVICE.....	18

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