

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN PHARMACEUTICALS INC. and PFIZER INC.,
Petitioner,

v.

SANOFI-AVENTIS DEUTSCHLAND GMBH,
Patent Owner.

IPR2018-01670 (Patent 8,679,069 B2)¹
IPR2018-01675, IPR2018-01676 (Patent 8,603,044 B2)
IPR2018-01678, IPR2018-01679, IPR2019-00122 (Patent 8,992,486 B2)
IPR2018-01680, IPR2018-01682 (Patent 9,526,844 B2)
IPR2018-01684 (Patent 9,604,008 B2)

Before LYNNE H. BROWNE, HYUN J. JUNG,
BART A. GERSTENBLITH, and JAMES A. TARTAL,
Administrative Patent Judges.

GERSTENBLITH, *Administrative Patent Judge.*

ORDER

Granting Patent Owner's Motion for Withdrawal of Counsel
37 C.F.R. § 42.10(e)

¹ We exercise our discretion to issue one Order. The Parties are not authorized to use a multi-case caption. Also, Pfizer Inc., who filed petitions in IPR2019-00977, IPR2019-00978, IPR2019-00980, IPR2019-00981, IPR2019-00982, IPR2019-00987, IPR2019-01022, and IPR2019-01023, has been joined as a petitioner in each of these proceedings except IPR2018-01670.

IPR2018-01670 (Patent 8,679,069 B2)
IPR2018-01675, IPR2018-01676 (Patent 8,603,044 B2)
IPR2018-01678, IPR2018-01679, IPR2019-00122 (Patent 8,992,486 B2)
IPR2018-01680, IPR2018-01682 (Patent 9,526,844 B2)
IPR2018-01684 (Patent 9,604,008 B2)

I. INTRODUCTION

Patent Owner filed a Motion for Withdrawal of Counsel in each of the above-listed proceedings.² Paper 77 (“Motion”).³ Patent Owner states that Petitioner does not oppose the Motion. *Id.* at 2. For the following reasons, the Motion is *granted*.

II. DISCUSSION

Patent Owner requests withdrawal of back-up counsel Brian C. Chang. *Id.* at 2. Patent Owner states that “Brian C. Chang is no longer associated with” the law firm representing Patent Owner. *Id.* Having reviewed the Motion, we determine that good cause exists for granting the Motion.

Patent Owner must file updated Mandatory Notices removing Mr. Chang as back-up counsel, in accordance with 37 C.F.R. § 42.8(b)(3) within seven (7) calendar days of the entry of this Order.

² Patent Owner did not seek authorization prior to filing its Motion. *See* 37 C.F.R. § 42.10(e) (“Counsel may not withdraw from a proceeding before the Board unless the Board authorizes such withdrawal.”); 37 C.F.R. § 42.20(b) (“A motion will not be entered without Board authorization.”). For the purposes of this Motion, we *sua sponte* authorize their filing in this Order. Going forward, however, Patent Owner must obtain authorization prior to filing motions for which authorization is required.

³ Citations are to IPR2018-01670, unless otherwise indicated. Patent Owner’s motion in each proceeding is as follows: IPR2018-01675 (Paper 84), IPR2018-01676 (Paper 77), IPR2018-01678 (Paper 77), IPR2018-01679 (Paper 92), IPR2018-01680 (Paper 102), IPR2018-01682 (Paper 100), IPR2018-01684 (Paper 72), and IPR2019-00122 (Paper 76).

IPR2018-01670 (Patent 8,679,069 B2)
IPR2018-01675, IPR2018-01676 (Patent 8,603,044 B2)
IPR2018-01678, IPR2018-01679, IPR2019-00122 (Patent 8,992,486 B2)
IPR2018-01680, IPR2018-01682 (Patent 9,526,844 B2)
IPR2018-01684 (Patent 9,604,008 B2)

III. ORDER

It is hereby:

ORDERED that Patent Owner's Motion for Withdrawal of Counsel is *granted*;

FURTHER ORDERED that Patent Owner must file updated Mandatory Notices removing Brian C. Chang as back-up counsel in accordance with 37 C.F.R. § 42.8(b)(3) within seven (7) calendar days of the entry of this Order; and

FURTHER ORDERED that Brian C. Chang is considered withdrawn from these proceedings.

IPR2018-01670 (Patent 8,679,069 B2)
IPR2018-01675, IPR2018-01676 (Patent 8,603,044 B2)
IPR2018-01678, IPR2018-01679, IPR2019-00122 (Patent 8,992,486 B2)
IPR2018-01680, IPR2018-01682 (Patent 9,526,844 B2)
IPR2018-01684 (Patent 9,604,008 B2)

For PETITIONER:

Richard Torczon
Wesley Derryberry
Douglas Carsten
Jeffrey W. Guise
Nicole W. Stafford
Lorelei Westin
Arthur Dykhuis
Tasha Thomas
Elham F. Steiner
Lora Green
Jad Mills
WILSON SONSINI GOODRICH & ROSATI
rtorczon@wsgr.com
wderryberry@wsgr.com
dcarsten@wsgr.com
jguise@wsgr.com
nstafford@wsgr.com
lwestin@wsgr.com
adykhuis@wsgr.com
tthomas@wsgr.com
esteiner@wsgr.com
lgreen@wsgr.com
jmills@wsgr.com

Jovial Wong
WINSTON & STRAWN LLP
jwong@winston.com

IPR2018-01670 (Patent 8,679,069 B2)
IPR2018-01675, IPR2018-01676 (Patent 8,603,044 B2)
IPR2018-01678, IPR2018-01679, IPR2019-00122 (Patent 8,992,486 B2)
IPR2018-01680, IPR2018-01682 (Patent 9,526,844 B2)
IPR2018-01684 (Patent 9,604,008 B2)

For PATENT OWNER:

Elizabeth Weiswasser
Anish R. Desai
Sudip K. Kundu
Kathryn M. Kantha
Adrian C. Percer
William S. Ansley
Matthew D. Sieger
Robert T. Vlasis
Anna M. Dwyer
Andrew Gesior
WEIL, GOTSHAL & MANGES LLP
elizabeth.weiswasser@weil.com
anish.desai@weil.com
sudip.kundu@weil.com
kathryn.kantha@weil.com
adrian.percer@weil.com
sutton.ansley@weil.com
matthew.sieger@weil.com
robert.vlasis@weil.com
anna.dwyer@weil.com
andrew.gesior@weil.com

W. Karl Renner
John S. Goetz
Joshua A. Griswold
Matthew S. Colvin
Kenneth W. Darby, Jr.
FISH & RICHARDSON P.C.
PTABInbound@fr.com