

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DR. REDDY'S LABORATORIES S.A. AND
DR. REDDY'S LABORATORIES, INC.

Petitioners

v.

INDIVIOR UK LIMITED.

Patent Owner

U.S. PATENT NO. 9,687,454

TITLE: SUBLINGUAL AND BUCCAL FILM COMPOSITIONS

Case No. IPR2019-00329

**PETITIONERS' RENEWED UNOPPOSED MOTION FOR *PRO HAC VICE*
ADMISSION OF ROBERT FREDERICKSON III UNDER 37 C.F.R.
§ 42.10(c)**

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Patent Trial and Appeal Board
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Pursuant to 37 C.F.R. § 42.10(c), Dr. Reddy's Laboratories S.A., and Dr. Reddy's Laboratories, Inc. ("Petitioners") respectfully request *pro hac vice* admission of Robert Frederickson III in this proceeding, IPR2019-00329, regarding U.S. Patent No. 9,687,454 ("the '454 patent").

I. THE REQUEST IS TIMELY

Pursuant to the Board's "Notice of Filing Date Accorded to Petition and Time for Filing Patent Owner Preliminary Response," dated December 7, 2018 (Paper No. 6), authorizing the parties to file motions for *pro hac vice* admission under 37 C.F.R. § 42.10(c) and in accordance with the guidance specified in the "Order Authorizing Motion for *Pro Hac Vice* Admission," entered in Case IPR2013-00639 (Paper No. 7), ("PHV Admission Order"), Petitioners Dr. Reddy's Laboratories S.A. and Dr. Reddy's Laboratories, Inc. respectfully request that the Board allow Robert Frederickson III to appear *pro hac vice* on their behalf in this proceeding. According to the PHV Admission Order, *pro hac vice* motions can be filed no sooner than (21) days after service of the Petition. This *pro hac vice motion* is filed more than 21 days after the service of the Petition and is therefore timely. Patent Owner does not oppose this motion.

II. REASONS THE REQUESTED RELIEF SHOULD BE GRANTED

As set forth in the Statement of Material Facts below, and as required by 37 C.F.R. § 42.10(c), Petitioners have demonstrated good cause to admit Mr.

Frederickson *pro hac vice* in this proceeding. In particular, Petitioners' lead counsel is a registered practitioner, and Mr. Frederickson is an experienced litigating attorney having an established familiarity with the subject matter at issue in this proceeding.

Furthermore, this motion is being filed more than twenty-one days after service of the petition; includes a statement of facts showing good cause for the Board to recognize Mr. Frederickson *pro hac vice*; and is being filed concurrently with Exhibit 1027, the Corrected Declaration of Robert Frederickson III in Support of Renewed Motion For *Pro Hac Vice* Admission ("Corrected Frederickson Decl."), all in accordance with the PHV Admission Order.

III. STATEMENT OF MATERIAL FACTS

1. 37 C.F.R. § 42.10(c) provides that "[t]he Board may recognize counsel *pro hac vice* during a proceeding upon a showing of good cause, subject to the condition that lead counsel be a registered practitioner and to any other conditions as the Board may impose. For example, where the lead counsel is a registered practitioner, a motion to appear *pro hac vice* by counsel who is not a registered practitioner may be granted upon showing that counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding."

2. Ira J. Levy, lead counsel for Petitioners Dr. Reddy's Laboratories S.A. and Dr. Reddy's Laboratories, Inc. in this proceeding, is a registered practitioner holding Registration No. 35,587.

3. As set forth in the Corrected Frederickson Decl., Mr. Frederickson is an experienced litigating attorney. Specifically, Mr. Frederickson has been practicing law since 2007 and focuses his practice in the area of patent litigation. (Corrected Frederickson Decl., ¶ 4).

4. Mr. Frederickson also has an established familiarity with the precise subject matter at issue in this proceeding. In the course of this representation, he has developed a strong familiarity with the '454 patent, its prosecution history, the general subject matter to which the '454 patent is directed, and the prior art references relied upon by Petitioners. (Corrected Frederickson Decl., ¶ 5). Additionally, Mr. Frederickson has reviewed the Petition and accompanying Exhibits filed in this matter and all other papers associated with this proceeding. (*Id.*).

5. Mr. Frederickson has attested to the each of the requirements set forth in paragraph 2(b)(i)-(viii) of the "Order Authorizing Motion for Pro Hac Vice Admission" in Case IPR2013-00639, Paper 7 at 3. (Corrected Frederickson Decl., ¶¶ 5-11).

IV. CONCLUSION

In view of the foregoing, Petitioners respectfully submit that the requirements of 37 C.F.R. § 42.10(c) have been satisfied, and request an Order permitting Robert Frederickson III to appear *pro hac vice* on their behalf in this proceeding.

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