

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PROLLENIUM US, INC.,
Petitioner,

v.

ALLERGAN INDUSTRIE, SAS,
Patent Owner.

IPR2019-01505 (Patent 8,450,475 B2);
IPR2019-01506 and IPR2019-01632 (Patent 8,357,795 B2);
IPR2019-01508 (Patent 9,238,013 B2);
IPR2019-01509 (Patent 9,358,322 B2);
IPR2019-01617 (Patent 8,822,676 B2); and
IPR2020-00084 (Patent 9,089,519 B2)¹

Before GRACE KARAFFA OBERMANN, JOHN G. NEW,
SHERIDAN K. SNEDDEN, and ROBERT A. POLLOCK,
*Administrative Patent Judges.*²

PER CURIAM

ORDER

Granting Patent Owner's Motion to Withdraw Back-Up Counsel
37 C.F.R. § 42.10

¹ This Order applies to each of the above-listed proceedings. We exercise our discretion to issue one Order to be filed in each proceeding. Unless otherwise authorized, the parties shall not use this heading style in any subsequent papers.

² This is not a decision by an expanded panel.

IPR2019-01505 (Patent 8,450,475 B2)
IPR2019-01506 and IPR2019-01632 (Patent 8,357,795 B2)
IPR2019-01508 (Patent 9,238,013 B2)
IPR2019-01509 (Patent 9,358,322 B2)
IPR2019-01617 (Patent 8,822,676 B2)
IPR2020-00084 (Patent 9,089,519 B2)

On July 20, 2020, pursuant to our authorization via email, Allergan Industries, SAS (“Patent Owner”) filed a Motion to Withdraw Back-Up Counsel in each of the above-listed proceedings. Paper 35 (“Motion”).³ Patent Owner requests withdrawal of Dorothy P. Whelan (Reg. No. 33,814), Michael Kane (Reg. No. 39,722), and Elizabeth Flanagan (*pro hac vice*) as backup counsel. *Id.* at 1. The Motion indicates that Anthony M. Insogna (Reg. No. 35,203) will remain as lead counsel for Patent Owner, and Tamera M. Weisser (Reg. No. 47,856), Christian Platt (Reg. No. 46,998), Sarah A. Geers (Reg. No. 69,123), and Jennifer M. Hartjes (Reg. No. 77,687) will remain as backup counsel.⁴ *Id.* Patent Owner filed Updated Mandatory Notices that omit Ms. Whelan, Mr. Kane, and Ms. Flanagan as backup counsel and include the aforementioned remaining lead and backup counsel. Paper 34. Patent Owner represents that Petitioner does not oppose the Motion. Motion 2.

Counsel may withdraw from an *inter partes* review proceeding only with Board authorization. 37 C.F.R. § 42.10(e). Under these circumstances, we grant Patent Owner’s Motion.

It is therefore,

ORDERED that Patent Owner’s Motion to Withdraw Back-Up

³ Paper and Exhibit numbers refer to IPR2019-01505. Similar papers were filed in the other proceedings.

⁴ On July 8, 2020, Patent Owner filed a Power of Attorney (Paper 32) and Updated Mandatory Notices (Paper 31) adding Mr. Insogna, Ms. Weisser, Mr. Platt, Ms. Geers, and Ms. Hartjes as counsel.

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IPR2019-01617 (Patent 8,822,676 B2)
IPR2020-00084 (Patent 9,089,519 B2)

Counsel in each of the above-listed proceedings is *granted*; and

FURTHER ORDERED that Dorothy P. Whelan, Michael Kane, and Elizabeth Flanagan are withdrawn as counsel for Patent Owner in the above-listed proceedings.

FOR PETITIONER:

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