

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN INSTITUTIONAL LLC,
Petitioner,

v.

NOVO NORDISK A/S,
Patent Owner.

Case IPR2020-00324
Patent 8,114,833

**PATENT OWNER'S UNOPPOSED MOTION FOR ADMISSION
PRO HAC VICE OF LAURA T. MORAN UNDER 37 C.F.R. § 42.10(c)**

I. STATEMENT OF PRECISE RELIEF REQUESTED

Pursuant to 37 C.F.R. § 42.10(c), as authorized by the Board’s Notice of Filing Date Accorded mailed December 30, 2019 (Paper 3), and in accordance with the Board’s Order, Paper 7 in Case IPR2013-00639, Patent Owner Novo Nordisk A/S (“Patent Owner”) requests that the Board admit Laura T. Moran *pro hac vice* in this proceeding. Counsel for Petitioner Mylan Institutional LLC (“Petitioner”) has informed counsel for Patent Owner that Petitioner does not oppose this Motion.

II. STATEMENT OF FACTS SHOWING GOOD CAUSE FOR THE BOARD TO RECOGNIZE COUNSEL *PRO HAC VICE* IN THE PROCEEDING

Under 37 C.F.R. § 42.10(c), “[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.”

The facts, supported by the attached Declaration of Laura T. Moran in Support of Patent Owner’s Motion for Admission *Pro Hac Vice* (EX2002) establish good cause to admit Ms. Moran *pro hac vice* in this proceeding.

1. Lead counsel, Jeffrey Oelke, is a registered practitioner (Reg. No. 37,409).

2. Counsel for Patent Owner contacted counsel for Petitioner, who indicated that Petitioner did not plan to oppose Ms. Moran's admission *pro hac vice*.

3. Counsel, Laura T. Moran, is an experienced litigating attorney with over eight years in private practice and substantial experience with patent litigation. EX2002 at ¶ 9. Ms. Moran has been counsel in multiple patent infringement matters, including cases in at least four United States District Courts and the United States Court of Appeal for the Federal Circuit. *Id.* Ms. Moran is a member in good standing of the State Bar of New York. *Id.* at ¶ 1. She is also admitted to practice in the United States District Court for the Southern District of New York and the United States Court of Appeals for the Federal Circuit. *Id.* She has had no suspensions or disbarments from practice, no application for admission to practice denied, nor any sanctions or contempt citations. *Id.* at ¶¶ 2-4.

4. Ms. Moran has previously applied to and been granted permission to practice before this Board *pro hac vice* in the following matter: *Laboratoire Francais Du Fractionnement et des Biotechnologies S.A. v. Novo Nordisk Healthcare AG*, IPR2017-00028 (Paper No. 36). EX2002 at ¶ 7.

5. Ms. Moran has familiarity with the subject matter and patent-at-issue in this proceeding, U.S. Patent No. 8,114,833 (the "833 patent"), including its

prosecution history and the scientific field to which the '833 patent is addressed. at

¶ 8. Ms. Moran has served and is presently serving as counsel for Patent Owner in district court litigation involving the '833 patent. *Id.*

6. Ms. Moran has read and will comply with the Office Patent Trial Practice Guide and updates thereto and the Board's Rules for Practices for Trials set forth in part 42 of title 37 of the Code of Federal Regulations, and she agrees to be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.* and to disciplinary jurisdiction under 37 C.F.R. § 11.19(a). EX2002 at ¶¶ 5-6.

III. STATEMENT OF REASONS FOR THE RELIEF REQUESTED

The facts stated above, as supported by the Declaration of Laura T. Moran (EX2002) establish that there is good cause to admit Ms. Moran *pro hac vice* in this proceeding under 37 C.F.R. § 42.10(c). Patent Owner's Lead Counsel, Jeffrey Oelke, is a registered practitioner. Ms. Moran is an experienced litigating attorney who has familiarity with the subject matter at issue in the proceeding.

IV. CONCLUSION

For all of the reasons set forth above, Patent Owner respectfully requests that the Board admit Laura T. Moran *pro hac vice* in this proceeding.

Dated: February 12, 2020

Respectfully submitted,

/Jeffrey J. Oelke/

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