

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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MYLAN PHARMACEUTICALS INC.,  
Petitioner

v.

REGENERON PHARMACEUTICALS, INC.,  
Patent Owner

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Case IPR2021-00881  
Patent 9,254,338 B2

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**DECLARATION OF HEINZ J. SALMEN  
IN SUPPORT OF MYLAN PHARMACEUTICALS INC.'S UNOPPOSED  
MOTION FOR *PRO HAC VICE* ADMISSION**

I, Heinz J. Salmen, declare as follows:

1. I am an experienced litigating attorney with more than ten (10) years of experience.
2. I have been actively litigating patent cases for more than ten (10) years.
3. I am a member in good standing of the Illinois State Bar and admitted to practice in the United States Court of Appeals for the Federal Circuit and the United States District Court for the Northern District of Illinois.
4. I have never been suspended or disbarred from practice before any court or administrative body.
5. I have never had an application for admission to practice before any court or administrative body denied.
6. I have had no sanctions or contempt citations imposed against me by any court or administrative body.
7. I am familiar with the subject matter at issue in this proceeding. More specifically, I am familiar with the patent at issue in this proceeding—U.S. Patent No. 9,254,338 B2 (“the ’338 patent”). I am advising Mylan on patent matters relating to the subject matter claimed in the ’338 patent and have been involved in the strategy and drafting of Mylan’s Petition for *Inter Partes* Review of the ’338 patent, including all prior art raised therein.

8. I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules for Practice for Trials set forth in C.F.R. Part 42 – Trial Practice Before the Patent Trial and Appeal Board.

9. I agree to be subject to the United States Patent and Trademark Office 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.

10. In the last three (3) years I have applied<sup>1</sup> to appear *pro hac vice* in one (1) other IPR proceeding: *Regeneron Pharmaceuticals, Inc. v. Novartis Vaccines and Diagnostics, Inc.*, IPR2019-01086, Paper 8 (June 16, 2019).

11. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, pursuant to 18 U.S.C. § 1001.

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<sup>1</sup> I note that I am concurrently seeking *pro hac vice* admission in *Mylan Pharmaceuticals Inc. v. Regeneron Pharmaceuticals, Inc.*, IPR2021-00880 (June 18, 2021).

Dated: June 18, 2021

Respectfully Submitted,

RAKOCZY MOLINO MAZZOCHI SIWIK LLP

/Heinz J. Salmen/

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