

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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BIOFRONTERA INCORPORATED, ET AL.,  
Petitioners

v.

DUSA PHARMACEUTICALS, INC.,  
Patent Owner

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Case IPR2022-00056  
Patent 10,357,567

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**PATENT OWNER'S MANDATORY NOTICES**

**PATENT OWNER'S MANDATORY NOTICES  
UNDER 37 C.F.R. § 42.8**

Pursuant to 37 C.F.R. § 42.8, the patent owner, DUSA Pharmaceuticals, Inc. (“Patent Owner”), hereby submits the following Mandatory Notices in response to the Petition for *Inter Partes* Review of U.S. Patent No. 10,357,567.

**1. Real Party-In-Interest under 37 CFR § 42.8(b)(1)**

DUSA Pharmaceuticals, Inc., Sun Pharmaceuticals Industries, Inc., Sun Pharmaceutical Holdings USA, Inc., and Sun Pharmaceutical Industries, Ltd. are the Real-Parties-in-Interest.

**2. Related Matters under 37 CFR § 42.8(b)(2)**

Patent Owner is not aware of other matters specifically involving the '567 patent, but the parties are presently involved in the following litigation: *DUSA Pharmaceuticals, Inc. v. Biofrontera Inc. et al.*, Civil Action No. 1:18-cv-10568 (D. Mass.).

**3. Lead and Back-Up Counsel, under 37 CFR § 42.8(b)(3)**

Patent Owner designates the following lead and back-up counsel:

LEAD COUNSEL	BACK-UP COUNSEL
W. Karl Renner, Reg. No. 41,265 Fish & Richardson P.C. 3200 RBC Plaza 60 South Sixth Street Minneapolis, MN 55402 Tel: 202-783-5070/Fax: 877-769-7945 Email: <a href="mailto:IPR46697-0005IP1@fr.com">IPR46697-0005IP1@fr.com</a>	Heather L. Flanagan, Reg. No. 54,101 Andrew B. Patrick, Reg. No. 63,471 Fish & Richardson P.C. 3200 RBC Plaza 60 South Sixth Street Minneapolis, MN 55402 Tel: 214-747-5070/Fax: 877-769-7945 <a href="mailto:PTABInbound@fr.com">PTABInbound@fr.com</a>

**4. Service Information under 37 CFR § 42.8(b)(4)(i) et seq.**

Please address all correspondence and service to the address of counsel listed above. Patent Owner also consents to electronic service by email at [IPR46697-0005IP1@fr.com](mailto:IPR46697-0005IP1@fr.com) (referencing No. 46697-0005IP1 and cc'ing [PTABInbound@fr.com](mailto:PTABInbound@fr.com), [axf-ptab@fr.com](mailto:axf-ptab@fr.com), [patrick@fr.com](mailto:patrick@fr.com), and [flanagan@fr.com](mailto:flanagan@fr.com)).

Respectfully submitted,

Dated: November 9, 2021

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