UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SLAYBACK PHARMA LLC,

Petitioner,

v.

EYE THERAPIES, LLC,

Patent Owner.

Case IPR2022-00142
U.S. Patent No. 8,293,742

DECLARATION OF ROBERT J. NOECKER, MD, MBA

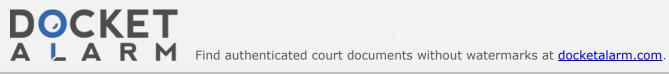


Table of Contents

		r	age			
I.	Intro	Introduction				
II.	Qualifications and Professional Experience					
III.	Info	Information Considered				
IV.	Summary of Opinions					
V.	Leve	Level of Ordinary Skill in the Art				
VI.	Technical Background					
	A.	Anatomy of the Eye	13			
	В.	Adrenergic Receptors	17			
	C.	Ocular Conditions	20			
		1. Eye redness	20			
		2. Glaucoma	23			
	D.	State-of-the-art redness relievers: "an α_1 mediated effect"	24			
	E.	Not all α-adrenergic agonists characterized as "vasoconstrictors" work similarly	27			
		1. Vasoconstriction (α_1 effect) versus vasodilation (α_2 effect)	27			
		2. Adrenergic receptor location and effect of agonist selectivity on reduction of eye redness	28			
	F.	Brimonidine—a highly selective α ₂ agonist	30			
		1. Brimonidine's known adverse side effects	30			



		2.	The prior art established that brimonidine's blanching effects were concentration dependent, rapidly diminishing as the concentration decreased	34			
		3.	A POSA would not have chosen brimonidine as an α_2 agonist redness reliever absent hindsight knowledge	37			
VII.	The '	742 Pa	ntent	40			
VIII.	Claim Construction						
	A.	Relevant Legal Principles48					
	В.	"ocular condition"					
	C.	"abou	ıt 0.025%"	52			
		1.	"about 0.025%" does not include 0.03%	52			
		2.	Responses to Dr. Laskar's Opinions	56			
IX.	The '742 patented methods would not have been obvious						
	A.	Relevant Legal Principles60					
	B.	Discussion of References Relied on by Dr. Sher					
		1.	Alphagan® Label 1998 and Alphagan® NDA	61			
		2.	Federal Register 1988	66			
		3.	U.S. Patent No. 6,294,553	67			
		4.	Walters 1991	75			
		5.	Norden 2002	77			
		6.	U.S. Patent No. 6,242,442	81			
		7.	Scruggs 2000	84			
		8.	U.S. Patent No. 6,562,873	85			
	C	Resna	onse to the Petitioner's Grounds of Purnorted Invalidity	85			



	1.	Ground No. 1 – The '553 patent does not expressly or inherently anticipate claims 1 and 2	85
	2.	Ground No. 2 – Walters 1991 does not expressly or inherently anticipate claims 1 and 2	89
	3.	Ground No. 3 – Claims 1-6 are not obvious	91
D.	Objective, real-world evidence of nonobviousness		
	1.	Lumify® Product	.119
	2.	Unexpected superiority of the '742 patent's invention over prior art ophthalmic redness reducers	.121
	3.	Lumify®—the commercial embodiment of the patented invention—enjoyed significant industry praise	.141

I. Introduction

- 1. I, Robert J. Noecker, submit this declaration to state my opinion on the matters described below.
- 2. I have been retained by Eye Therapies, LLC, as an independent expert in this proceeding before the United States Patent and Trademark Office.
- 3. I understand that this proceeding involves U.S. Patent No. 8,293,742 ("the '742 patent"), and that I have been asked to provide my opinions of whether the subject matter of the claims of the '742 patent is patentable.
- 4. This declaration sets forth my opinions from the perspective of a person ordinarily skilled person in the art, which I have formed in this proceeding based on my education, training, clinical research, knowledge, personal and professional experience, my understanding as an expert in the field, and my study of the evidence.
- 5. I am being compensated for my time at the rate of \$750 per hour. This compensation is not contingent upon the nature of my findings, the presentation of my findings in testimony, or the outcome of this proceeding.

II. Qualifications and Professional Experience

- 6. My curriculum vitae is submitted with this declaration as Appendix A. I have summarized my educational and professional background below.
- 7. I received a Bachelor of Science in Biology from the Massachusetts
 Institute of Technology in 1985. I also received a Bachelor of Science in Materials



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