

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN PHARMACEUTICALS INC., DR. REDDY'S
LABORATORIES, INC. DR. REDDY'S LABORATORIES, LTD., SUN
PHARMACEUTICAL INDUSTRIES LTD., SUN PHARMACEUTICAL
INDUSTRIES, INC., AND APOTEX, INC.
Petitioner

v.

NOVO NORDISK A/S,
Patent Owner

Case IPR2023-00724¹
Patent 10,335,462

**PETITIONERS SUN PHARMACEUTICAL INDUSTRIES LTD.'S AND
SUN PHARMACEUTICAL INDUSTRIES, INC.'S AND PATENT
OWNER'S JOINT REQUEST TO TREAT SETTLEMENT AGREEMENT
AS BUSINESS CONFIDENTIAL INFORMATION PURSUANT TO
35 U.S.C. § 317 AND TO KEEP SEPARATE**

¹ IPR2024-00009 (Dr. Reddy's Laboratories), IPR2024-00107 (Sun
Pharmaceutical Industries), and IPR2024-00631 (Apotex Inc.) have been joined
with this proceeding.

Pursuant to 35 U.S.C. §317(b) and 37 C.F.R. §42.74(c), Petitioners Sun Pharmaceutical Industries Ltd. and Sun Pharmaceutical Industries, Inc. (together, “Sun”) and Patent Owner Novo Nordisk A/S (“Novo”) jointly request that a true copy of their Settlement Agreements, filed concurrently as Exhibits 2660, 2661, and 2662, be treated as business confidential information, and be kept separate from the file of IPR2023-00724 involving U.S. Patent No. 10,335,462. Concurrently with this request, Sun and Novo are filing a joint motion to terminate this *inter partes* review.

Specifically, as Sun and Novo consider the Settlement Agreements to contain highly sensitive business confidential information that would substantially harm their business interests if publicly disclosed, they hereby jointly request that the Settlement Agreements be kept as separate papers to be made available only as provided in 35 U.S.C. §317(b) and 37 C.F.R. §42.74(c). The Settlement Agreements have been filed for access by the “Board Only” and should not be made accessible to others, including other joined parties. Sun and Novo further jointly request that the Board order that in the event a person or entity makes a written request, as stated in 37 C.F.R. §42.74(c)(1)-(2), for access to the Settlement Agreements, that any such written request be served upon Sun and Novo on the day the written request is provided to the Board.

Dated: October 7, 2024

Respectfully submitted by:

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of PETITIONERS SUN PHARMACEUTICAL INDUSTRIES LTD.'S AND SUN PHARMACEUTICAL INDUSTRIES, INC.'S AND PATENT OWNER'S JOINT REQUEST TO TREAT SETTLEMENT AGREEMENT AS BUSINESS CONFIDENTIAL INFORMATION PURSUANT TO 35 U.S.C. § 317 AND TO KEEP SEPARATE has been served in its entirety by causing the aforementioned document to be electronically mailed to the following attorneys of record for Mylan, Dr. Reddy's, Sun, and Apotex listed below:

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Dated: October 7, 2024

Respectfully Submitted,

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