

Case IPR2024-01312  
U.S. Patent No. 11,697,028

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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BIOFRONTERA INC., BIOFRONTERA BIOSCIENCE GMBH,  
BIOFRONTERA PHARMA GMBH, and BIOFRONTERA AG  
Petitioner

v.

SUN PHARMACEUTICAL INDUSTRIES, INC.  
Patent Owner

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IPR2024-01312

U.S. Patent No. 11,697,028

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**PATENT OWNER'S UNOPPOSED MOTION FOR ADMISSION  
*PRO HAC VICE* OF RAYMOND HABBAZ**

Mail Stop Patent Board  
Patent Trial and Appeal Board  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

**I. STATEMENT OF PRECISE RELIEF REQUESTED**

Pursuant to 37 C.F.R. § 42.10(c) and Paper No. 4 authorizing the parties to file motions for *pro hac vice* admission, Patent Owner Sun Pharmaceutical Industries, Inc., (“Sun”) requests that the Patent Trial and Appeal Board (the “Board”) admit Raymond Habbaz *pro hac vice* in this proceeding, IPR2024-01312. Petitioner has indicated that they do not oppose this motion.

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

In accordance with 37 C.F.R. § 42.10(c), the 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. Section 42.10(c) indicates that “where 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 a showing that counsel is an experienced litigating attorney and has an established familiarity with the subject matter at issue in the proceeding.” The facts here establish good cause for the Board to recognize Raymond Habbaz *pro hac vice* in this proceeding.

1. Lead counsel, Gabrielle E. Higgins, is a registered practitioner.
2. Counsel, Raymond Habbaz, is an experienced litigator and has an established familiarity with the subject matter at issue in the

proceeding. Accompanying this motion as Exhibit 2086 is the Declaration of Raymond Habbaz in Support of this Motion for Admission Pro Hac Vice (“Habbaz Decl.”). In his declaration, Mr. Habbaz asserts:

I am a member in good standing of the Bar of New York.

Habbaz Decl. ¶ 2 (Ex. 2086).

Mr. Habbaz also demonstrates that he has a detailed working knowledge of the relevant subject matter. Habbaz Decl. ¶¶ 9-10 (Ex. 2086).

3. In his declaration, Mr. Habbaz also attests to each of the listed items required by the Order – Authorizing Motion for Pro Hac Vice Admission – 37 C.F.R. § 42.10 in IPR2013-00639. *See* Habbaz Decl. ¶¶ 1-11 (Ex. 2086). Mr. Habbaz attests that he has read and will comply with the Office Patent Trial Practice Guide and the Board’s Rules of Practice for Trials set forth in 37 C.F.R. § 42. *See id.* ¶ 7. Mr. Habbaz further attests that he agrees to be subject to the United States Patent and Trademark Office’s Rules of Professional Conduct as set forth in 37 C.F.R. §§ 11.101 *et seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(a). *See id.* ¶ 8.

### III. CONCLUSION

For the foregoing reasons, Patent Owner respectfully requests that the Board admit Raymond Habbaz *pro hac vice* in this proceeding.

Dated: July 11, 2025

Respectfully submitted,

/s/ Gabrielle E. Higgins

Gabrielle E. Higgins (Reg. No. 38,916)

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*Counsel for Patent Owner*

*Sun Pharmaceutical Industries, Inc.*

**CERTIFICATE OF SERVICE**

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that on July 11, 2025, a complete copy of the foregoing was served on counsel of record for Petitioner by filing this document through P-TACTS and by sending this document via electronic mail to the following addresses:

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