

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SUN PHARMACEUTICAL INDUSTRIES, INC.,
Petitioner,

v.

BIOFRONTERA INC.,
Patent Owner.

Case No. IPR2026-00396
U.S. Patent No. 12,280,146

**DECLARATION OF BRIAN LARIVEE IN SUPPORT OF BEING A
PROVISIONALLY RECOGNIZED PTAB ATTORNEY**

I, Brian Larivee, hereby declare as follows:

1. I am an attorney with the law firm Polsinelli PC, counsel for Patent Owner Biofrontera Inc. This declaration is made in support of Patent Owner's Notice of Intent to Designate Brian Larivee, a Provisionally Recognized PTAB Attorney, as Back-up Counsel Under 37 C.F.R. § 42.10(c). This declaration is made on my own personal knowledge.

2. I am a member in good standing of the State Bar of Massachusetts (Bar No. 673978).

3. I have never been suspended nor disbarred from any court or administrative body.

4. No application for admission to practice before any court or administrative body that I have filed or that has been filed on my behalf has ever been denied.

5. No sanctions or contempt citations have been imposed on me by any court or administrative body.

6. I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in Part 42 of 37 C.F.R.

7. I agree to be subject to USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et. seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

8. I have been previously admitted *pro hac vice* in IPR2025-01312 and applied for admission for the Petitioner's previous PTAB challenge of U.S. Patent No. 12,280,146, PGR2026-00021. See PGR2026-00021, Paper 7 (February 11, 2026). I have not applied for *pro hac vice* admission in any other proceedings before the Office within the last three years.

9. Particularly because of my work in PGR2026-00021, I have spent substantial time reviewing U.S. Patent No. 12,280,146, the IPR petition and associated exhibits filed in this proceeding and thus I am familiar with the subject matter at issue in this proceeding. In addition, I have practiced patent litigation for over fifteen years. In that time, I have gained experience conducting technical infringement and validity analysis, working with technical experts to prepare reports on infringement and validity issues, deposing technical experts and fact witnesses, briefing and arguing claim construction issues, preparing for *Markman* hearings, drafting dispositive motions on a range of technical issues, and representing clients in patent litigation and hearings before Federal District Courts, Federal Appeals Courts, the International Trade Commission.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: August 5, 2026

Respectfully submitted,

/Brian Larivee/

Brian Larivee

Polsinelli PC

One International Place

Boston, MA 02110