

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DERMIRA, INC.,
Petitioner,

v.

PUREPHARM, INC.,
Patent Owner.

Case IPR2015-01593 (Patent 8,679,524 B2)
Case IPR2015-01594 (Patent 8,252,316 B2)¹

Before LORA M. GREEN, DEBORAH KATZ, and ZHENYU YANG,
Administrative Patent Judges.

YANG, *Administrative Patent Judge.*

ORDER
Trial Hearing
37 C.F.R. § 42.70

¹ This order addresses issues that are common to each referenced case. We, therefore, issue a single order that has been entered in each case. For convenience, paper numbers refer to those filed in IPR2015-01593.

IPR2015-01593 (Patent 8,679,524 B2)

IPR2015-01594 (Patent 8,252,316 B2)

In the Scheduling Order (Paper 7), we set forth July 18, 2016 as the deadline for requesting oral argument. Petitioner timely requested oral argument pursuant to 37 C.F.R. § 42.70. Paper 26. Patent Owner did not request oral argument.

On July 26, 2016, the Board contacted counsel for both parties. In that email communication, the panel explained that while 35 U.S.C. § 316(a)(10) provides either party with the right to an oral hearing as part of the proceeding, in the panel's view, these particular cases have been briefed sufficiently such that no prejudice would arise should a hearing not be held. The panel requested that Petitioner consider if it still wished an oral hearing under these circumstances.

On July 27, 2016, counsel for Petitioner contacted the Board, stating that the oral hearing may be cancelled in both proceedings.

It is, therefore,

ORDERED that no oral hearing will be held in these proceedings, and the cases will be decided on the briefs.

IPR2015-01593 (Patent 8,679,524 B2)

IPR2015-01594 (Patent 8,252,316 B2)

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