

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTAS PHARMACEUTICALS LTD.,
Petitioner,

v.

ATOSSA THERAPEUTICS, INC,
Patent Owner.

PGR2025-00043
Patent 12,071,391 B2

Before SHERIDAN K. SNEDDEN, CHRISTOPHER C. KENNEDY, and
JAMIE T. WISZ, *Administrative Patent Judges*.

SNEDDEN, *Administrative Patent Judge*.

ORDER
Conduct of the Proceeding
37 C.F.R. § 42.5

In an email sent to the Board on December 12, 2025, counsel for Patent Owner requested a conference call to seek permission to expunge Paper 18. The relevant portion of the email reads as follows:

Patent Owner respectfully requests a conference call to seek the Board's permission to expunge Paper 18 that was filed on Monday, December 8. Paper 18 ("Patent Owner's Motion for Additional Discovery (SEALED)"), cites and lists an incorrectly numbered exhibit. Patent Owner filed and served the correct version of the motion (Paper 19, "Corrected Patent Owner's Motion for Additional Discovery (SEALED)"), with the correct exhibit numbers the same day. For avoidance of confusion in the record, Patent Owner respectfully requests a call with the Board to seek permission to expunge Paper 18.

A conference call was held on December 19, 2025, among respective counsel for Petitioner and Patent Owner, and Judges Snedden, Kennedy, and Wisz. During the call, Patent Owner made its request to expunge Paper 18, which is unopposed by Petitioner. Upon consideration of the parties' respective positions, we determine that it is appropriate to grant Patent Owner's unopposed request to expunge Paper 18.

ORDER

In consideration of the foregoing, it is hereby:

ORDERED that Paper 18 shall be expunged from this proceeding.

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