

NOTE: This disposition is nonprecedential.

**United States Court of Appeals
for the Federal Circuit**

**CRYSTAL PHARMACEUTICAL (SUZHOU) CO.,
LTD., BERGEN PHARMACEUTICAL, LLC,**
Appellants

v.

EISAI INC.,
Appellee

2023-1017

Appeal from the United States Patent and Trademark
Office, Patent Trial and Appeal Board in No. PGR2021-
00047.

JUDGMENT

JOHN SCOTT MCBRIDE, Bartlit Beck LLP, Chicago, IL,
argued for all appellants. Appellant Bergen Pharmaceuti-
cal, LLC also represented by MEG E. FASULO, KATHERINE
E. RHOADES; TAYLOR JAMES KELSON, Denver, CO; ADAM
MORTARA, Chicago, IL.

SCOTT A. CUNNING, II, Parker Poe Adams & Bernstein
LLP, Washington, DC, for appellant Crystal Pharmaceuti-
cal (Suzhou) Co., Ltd. Also represented by ELIZABETH

CROMPTON; CECIL KYLE MUSGROVE, Gemini Law LLP, New York, NY.

MELANIE R. RUPERT, Paul Hastings LLP, New York, NY, argued for appellee. Also represented by CHRISTOPHER P. HILL, YOUNG J. PARK, BRUCE M. WEXLER; NAVEEN MODI, MICHAEL WOLFE, Washington, DC.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (MOORE, *Chief Judge*, LINN and PROST, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

September 6, 2024

Date



Jarrett B. Perlow
Clerk of Court