

Exhibit A

11:11:14 1 that.

11:11:18 2 Q. Well, let's just kind of break that up.

11:11:20 3 So there are four stages in the example, correct?

11:11:24 4 A. Correct.

11:11:28 5 Q. And looking at stage 3, which is on

11:11:32 6 column 14, what amount of impurities do you

11:11:37 7 achieve?

11:11:39 8 A. It doesn't say.

11:11:45 9 Q. Certainly doesn't tell you whether

11:11:47 10 0.0001 percent was ever achieved, correct?

11:11:53 11 A. It doesn't say, but, of course, a POSA

11:11:56 12 could perform this example and do the analysis and

11:11:58 13 they would know.

11:12:03 14 Q. Stage 4 also measures the amount of

11:12:05 15 impurities, correct?

11:12:06 16 A. Correct.

11:12:09 17 Q. And it does not tell you whether

11:12:11 18 0.0001 percent was ever achieved, correct?

11:12:17 19 A. The data's not in there, that's correct.

11:12:21 20 The POSA would have to perform example 4 and

11:12:23 21 determine if it was achieved.

11:12:25 22 Q. To achieve 0.001 percent can you show me

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11:12:34 1 in the patent where it says what changes need to be
11:12:37 2 made to the basic synthetic pathway?

11:12:41 3 A. I think you mean 0.0001 percent. You left
11:12:45 4 a zero out again.

11:12:47 5 Q. Yes.

11:12:48 6 A. Yeah. If you want to make this simple for
11:12:51 7 yourself, you could just say 1 PPM and a hundred
11:12:54 8 PPM if that's easier to do.

11:12:57 9 Q. Let's do that. 1 PPM, just so we're
11:13:01 10 clear, is -- let's try this again --
11:13:05 11 0.0001 percent. Fair enough?

11:13:10 12 A. I think you left a zero out again.

11:13:13 13 THE REPORTER: No, he didn't.

11:13:15 14 THE WITNESS: He didn't that time? Good.
11:13:16 15 Okay.

11:13:17 16 BY MR. MALIK:

11:13:17 17 Q. 1 PPM, I actually do like that much
11:13:20 18 better.

11:13:21 19 The patent doesn't show you what specific
11:13:23 20 changes need to be made to achieve 1 PPM versus a
11:13:26 21 hundred PPM, does it, to the basic synthetic
11:13:28 22 pathway?

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11:13:29 1 A. Say that again at the end. I'm sorry.

11:13:32 2 Q. Sure. Is there any -- strike that. Let
11:13:37 3 me see if I can lay some foundation.

11:13:40 4 In paragraph 87 of your report you say
11:13:43 5 that to achieve the levels would require
11:13:46 6 optimization involving a variety of variables,
11:13:48 7 including the basic synthetic pathway, reaction
11:13:52 8 conditions, and you go on, correct?

11:13:54 9 A. Right.

11:13:54 10 Q. Okay. So that's the foundation for my
11:13:56 11 question. The patent doesn't show what specific
11:14:06 12 changes need to be made to the basic synthetic
11:14:09 13 pathway to achieve 1 PPM versus 100 PPM's, correct?

11:14:15 14 MR. BOWERS: Object to the form of the
11:14:16 15 question.

11:14:18 16 A. Okay. I think I understand. The patent
11:14:22 17 itself teaches the optimized synthetic procedure to
11:14:29 18 make regorafenib with the desired levels of
11:14:33 19 impurities. Practicing the examples should allow
11:14:37 20 you to do so, but if you're asking me it doesn't --
11:14:43 21 it doesn't say if I do it one way I'll get a
11:14:46 22 hundred PPM and if I do it this way I'll make 1

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