## UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

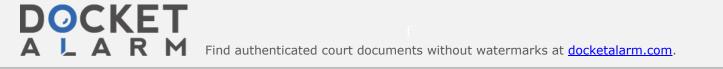
APOTEX CORP., Petitioner

v.

ALCON RESEARCH, LTD., Patent Owner.

Case IPR2013-00428 U.S. Patent No. 8,268,299 B2

NOTICE OF JOINT STIPULATION TO MODIFY DUE DATES 2, 4 & 5



Pursuant to the January 2, 2014 Scheduling Order (Paper 10), the Notice of	
Joint Stipulation to Extend Due Dates 1-3 of February 3, 2014, and the Notice of	
Joint Stipulation to Extend Due Dates 2-3 of May 13, 2014, petitioner Apotex	
Corp, ("Apotex") hereby provides notice that Alcon Research, Ltd. ("Alcon") and	
Apotex have agreed to modify Due Dates 2, 4 and 5 as follows:	
DUE DATE 1	
Patent owner's response to the petition	
Patent owner's motion to amend the patent	
DUE DATE 2	
June 19, 2014	

July 31, 2014 July 25, 2014

Petitioner's reply to patent owner response to petition Petitioner's opposition to motion to amend

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DUE DATE 3	July 14, 2014
	<del>July 17, 2014</del>
	August 1, 2014

Patent owner's reply to petitioner opposition to motion to amend

In accordance with the Board's email of June 20, 2014, any Request for Oral	
Argument will remain due on August 4, 2014. Otherwise, pursuant to the Board's	
email authorization of June 20, 2014, Due Dates 4 and 5 are modified as follows:	
DUE DATE 4	
Petitioner's motion for observation regarding cross-examination of reply witness	
Motion to exclude evidence	
DUE DATE 5August 18, 2014 August 21, 2014	
Patent owner's response to observation	
Opposition to motion to exclude	
In accordance with the Scheduling Order, Due Dates 6 and 7 remain as follows:	

in accordance with the Scheduling Order, Due Dutes 6 and 7 remain as rono ws.

DUE DATE 6...... August 25, 2014

Reply to opposition to motion to exclude

DOCKET

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Case IPR2013-00428 U.S. Patent No. 8,268,299

DUE DATE 7..... September 17, 2014

Oral argument (if requested)

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

<u>/Eldora L. Ellison/</u> Eldora L. Ellison, Ph.D. (Reg. No. 39,967) Lead Attorney for Petitioner Apotex Corp.

Date: July 2, 2014

1100 New York Avenue, N.W. Washington, D.C. 20005-3934 (202) 371-2600

## CERTIFICATE OF SERVICE (37 C.F.R. §§ 42.6(e))

The undersigned hereby certifies that a copy of the foregoing "Notice of Joint Stipulation to Modify Due Dates 2, 4 & 5" was served in its entirety on July 2, 2014, via email upon the following counsel of record for the Patent Owner:

> Stanley E. Fisher David M. Krinsky Adam L. Perlman Dov P. Grossman Christopher J. Mandernach David M. Horniak Barry L. Copeland

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Date: July 2, 2014

1100 New York Avenue, N.W. Washington, D.C.20005-3934 (202) 371-2600 1871256v1 <u>/Eldora L. Ellison/</u> Eldora L. Ellison, Ph.D. Lead Attorney for Petitioner Apotex Corp. Registration No. 39,967

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