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UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD

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NOVEN PHARMACEUTICALS)
INC. AND MYLAN PHARMACEUTICALS,)
INC.,)
)
Petitioner,)
)
vs.)
)
NOVARTIS AG AND LTS)
LOHMANN THERAPIE-SYSTEME AG,)
)
Patent Owners.)
-----)

Review No. 2014-00549
and IPR 2015-

VIDEOTAPED DEPOSITION OF
CHRISTIAN SCHÖNEICH, Ph.D.
New York, New York
April 18, 2015

Reported by: BONNIE PRUSZYNSKI, RMR, RPR, CLR
JOB NO. 92484

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April 18, 2015

9:47 A.M.

DEPOSITION OF CHRISTIAN SCHÖNEICH,
Ph.D., held at the offices of Kenyon & Kenyon, One
Broadway, New York, New York, before Bonnie Pruszynski,
a Registered Professional Reporter, Registered Merit
Reporter, Certified LiveNote Reporter, and Notary
Public of the State of New York.

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A P P E A R A N C E S :

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Attorneys for Patent Owner

1290 Avenue of the Americas

New York, New York 10104

BY: CHARLOTTE JACOBSEN, ESQ.

JARED STRINGHAM, ESQ.

Also Present: Michael Pineiro, CLVS

1 C. Schöneich, Ph.D.

2 THE VIDEOGRAPHER: This is the
3 start of tape labeled number one of the
4 videotape deposition of Christian
5 Schöneich in the matter Noven
6 Pharmaceuticals vs. Novartis AG and LTS
7 Lohmann Therapie-Systeme.

8 Today is April 18th, 2015. The
9 time is approximately 9:47 a.m.

10 Appearances have already been noted
11 by the court reporter.

12 Will the court reporter please
13 swear in the witness.

14 (Witness sworn.)

15 CHRISTIAN SCHONEICH, Ph.D.,

16 called as a witness, having been first
17 duly sworn, was examined and testified
18 as follows:

19 EXAMINATION

20 BY MS. JACOBSEN:

21 Q Dr. Schöneich, I'm going to hand
22 you copies of your declarations that have all
23 previously been marked in the IPR
24 proceedings. I'm using copies from the '031
25 IPR, just so that we all know where the

1 C. Schöneich, Ph.D.

2 documents are coming from.

3 The first one has been marked
4 Exhibit 1011, and the next one has been
5 marked Exhibit 1032.

6 And starting with Exhibit 1011, do
7 you recognize this document?

8 MR. GLYNN: Before we answer
9 questions on 1011, you of course had the
10 opportunity to cross-examine
11 Dr. Schöneich on his opening declaration,
12 and didn't do that, and instead used the
13 trial testimony.

14 So, this is not an opportunity to
15 cross-examine him on that declaration.
16 This is an opportunity to cross-examine
17 him on his reply declaration. So, any
18 questions that only go to the opening
19 declaration are clearly objectionable and
20 outside the scope.

21 MS. JACOBSEN: We disagree, but we
22 can cross that bridge when we come to it.

23 Q So, Dr. Schöneich, starting with
24 Exhibit 1011, do you recognize that document?

25 A I do.

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