

1 AGIS KYDONIEUS, PH.D.
2 UNITED STATES PATENT AND TRADEMARK OFFICE
3 BEFORE THE PATENT TRIAL AND APPEAL BOARD
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4 NOVEN PHARMACEUTICALS INC.,
5 Petitioner,
6 - against - Review No. 2014-0
and IPR 2015-00265
7 NOVARTIS AG AND LTS LOHMANN THERAPIE-SYSTEME
AG,
8 Patent Owners.
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VIDEOTAPED DEPOSITION OF
AGIS KYDONIEUS, PH.D.
New York, New York
Monday, April 20, 2015

Reported by:
KATHY S. KLEPFER, RMR, RPR, CRR, CLR
JOB NO. 92485

1 AGIS KYDONIEUS, PH.D.

2 April 20, 2015

3
4 Videotaped deposition of AGIS
5 KYDONIEUS, PH.D., held at the offices
6 of Kenyon & Kenyon, One Broadway, New
7 York, New York, before Kathy S. Klepfer,
8 a Registered Professional Reporter,
9 Registered Merit Reporter, Certified
10 Realtime Reporter, Certified Livenote
11 Reporter, and Notary Public of the State
12 of New York.

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1 AGIS KYDONIEUS, PH.D.

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

3 KENYON & KENYON

4 Attorneys for Petitioner Noven Pharmaceuticals

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6 New York, New York 10004

7 BY: CHRIS COULSON, ESQ.

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16 FITZPATRICK CELLA HARPER & SCINTO

17 Attorneys for Patent Owner

18 1290 Avenue of the Americas

19 New York, New York 10104

20 BY: CHARLOTTE JACOBSEN, ESQ.

21 JARED STRINGHAM, ESQ.

22

23 ALSO PRESENT:

24 CARLOS LOPEZ, Legal Video Specialist

25

1 AGIS KYDONIEUS, PH.D.

2 THE VIDEOGRAPHER: This is the start
3 of tape labeled number 1 of the videotaped
4 deposition of Dr. Agis Kydonieus in the
5 matter of Noven Pharmaceuticals versus
6 Novartis AG and LTS Therapie-Systeme AG.

7 This deposition is being held at One
8 Broadway, New York, New York, on April 20,
9 2015, at approximately 9:41 a.m.

10 My name is Carlos Lopez. I am the
11 legal video specialist from TSG Reporting,
12 Inc. The court reporter is Kathy Klepfer,
13 in association with TSG Reporting.

14 Appearances are noted.

15 Will the court reporter please swear
16 in the witness.

17 * * *

18 (Witness sworn.)

19 DR. AGIS KYDONIEUS, called as a
20 witness, having been duly sworn by a Notary
21 Public, was examined and testified as
22 follows:

23 EXAMINATION BY

24 MS. JACOBSEN:

25 Q. Good morning, Dr. Kydonieus.

1 AGIS KYDONIEUS, PH.D.

2 A. Good morning.

3 Q. Nice to see you again.

4 A. Same here.

5 Q. Okay. And obviously you have been
6 deposed before, including by me?

7 A. Correct.

8 Q. So just a quick recap on the rules for
9 today.

10 A. Okay.

11 Q. I'll ask the questions, and I ask that
12 you wait until I've finished asking my question
13 before you start speaking so we get a clear
14 record. Okay?

15 A. Good.

16 Q. I ask that you give audible answers to
17 my questions.

18 A. I'll try my best. I hope I don't
19 sneak any Greek in there.

20 Q. Yes, that will probably be appreciated
21 by everybody.

22 And I will do my best not to interrupt
23 you while you're speaking.

24 A. Thank you.

25 Q. If you don't understand any of my

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