

Paper No. ____
Filed: April 17, 2015

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

METRICS, INC., MAYNE PHARMA, and JOHNSON MATTHEY, INC.,
Petitioner

v.

SENJU PHARMACEUTICAL CO., LTD., BAUSCH & LOMB, INC., and
BAUSCH & LOMB PHARMA HOLDINGS CORP.,
Patent Owner

Case IPR2014-01041
U.S. Patent 8,129,431

PATENT OWNER'S UPDATED EXHIBIT LIST

Further to 37 C.F.R. § 42.63(e), Patent Owner Senju Pharmaceutical Co., Ltd., hereby submits a current listing of Senju Exhibits to counsel for Petitioner Metrics, Inc..

Exhibits	Description
Exhibit 2001	Coastal's Paragraph IV Certification Notice Letter challenging the '431 patent and the '290 patent
Exhibit 2002	Metrics' March 13, 2014 Letter to Senju
Exhibit 2003	Coastal's Reply Brief to Plaintiff's Opposition to Defendant's Motion to Dismiss the Complaint, <i>Senju Pharm. Co. v. Metrics, Inc.</i> , No. 1:14-CV-03962-JBS-KMW (D.N.J. filed June 20, 2014) (No. 51).
Exhibit 2004	Transcript of Oral Hearing, <i>Senju Pharm. Co. v. Metrics, Inc.</i> , No. 1:14-CV-03962-JBS-KMW (D.N.J. filed June 20, 2014) (No. 63).
Exhibit 2005	Excerpts of the '431 patent's prosecution history
Exhibit 2006	Excerpts of the '290 patent's prosecution history
Exhibit 2007	Yanni <i>et al.</i> , U.S. Patent No. 5,475,034, "Topically Administrable Compositions Containing 3-Benzoylphenylacetic Acid Derivatives For Treatment of Ophthalmic Inflammatory Disorders"
Exhibit 2008	Gamache <i>et al.</i> , WO 0115677 A2, "Use of 5-HTIB/ID Agonists to Treat Otic Pain"
Exhibit 2009	Original Copy of Clinics & Drug Therapy, 19:10
Exhibit 2010	The FDA's Approval of Prolensa [®]
Exhibit 2011	The Medical Community's Appraisal of Prolensa [®]
Exhibit 2012	The FDA's Required Package Label for Prolensa [®]
Exhibit 2013	The structure of octoxynol 9
Exhibit 2014	The structure of octoxynol 40
Exhibit 2015	The structure of tyloxapol
Exhibit 2016	Brief of Plaintiff in Support of Motion for Order Enjoining Defendants From Prosecuting Parallel <i>Inter Partes</i> Review Proceedings, <i>Senju Pharm. Co. v. Metrics, Inc.</i> , No. 1:14-CV-03962-JBS-KMW (D.N.J. filed June 20, 2014) (No. 10-1).
Exhibit 2017	Complaint, <i>Senju Pharm. Co. v. Metrics, Inc.</i> , No. 1:14-CV-03962-JBS-KMW (D.N.J. filed June 20, 2014) (No. 1).

Exhibit 2018	Lupin's Paragraph IV Certification Notice Letter challenging the '290 patent
Exhibit 2019	Lupin's Paragraph IV Certification Letter challenging the '431 patent
Exhibit 2020	Reply Brief of Plaintiff in support of its Motion for Order Enjoining Defendants from Prosecuting Parallel <i>Inter Partes</i> Review Proceedings, <i>Senju Pharm. Co. v. Metrics, Inc.</i> , No. 1:14-CV-03962-JBS-KMW (D.N.J. filed June 20, 2014) (No. 49).
Exhibit 2021	Resume of Stephanie Box, http://cdn.proz.com/profile_resources/060862_r47b495b8172cc.pdf (last visited Nov. 18, 2014).
Exhibit 2022	Orange Book listing of patents covering Prolensa [®]
Exhibit 2023	Orange Book listing of Coastal Pharmaceuticals' Filing of Generic Drug Products, http://www.accessdata.fda.gov/scripts/cder/ob/docs/tempah.cfm (last visited January 26, 2015).
Exhibit 2024	Coastal Pharmaceuticals' Articles of Incorporation
Exhibit 2025	Teleconference Transcript of Initial Conference Call, dated March 17, 2015
Exhibit 2026	Transcript of Teleconference with the Board, dated April 15, 2015

Respectfully submitted,

Dated: April 17, 2015

By: /Jonathan R.K. Stroud/
Bryan C. Diner, Lead Counsel
Reg. No. 32,409
M. Andrew Holtman, Back-up Counsel
Reg. No. 53,032
Justin J. Hasford, Back-up Counsel
Reg. No. 62,180
Jonathan R.K. Stroud, Back-up Counsel
Reg. No. 72,518

Case IPR2014-01041
U.S. Patent 8,129,431

Finnegan, Henderson, Farabow, Garrett
& Dunner, L.L.P.
901 New York Ave. NW
Washington, DC 20001-4413
(202) 408-4000

Counsel for Patent Owner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **Patent Owner's Updated Exhibit List and Exhibit 2026** were served on April 17, 2015, via email directed to counsel of record for the Petitioner at the following:

Patrick D. McPherson
PDMcPherson@duanemorris.com

Vincent L. Capuano
VCapuano@duanemorris.com

Date: April 17, 2015

/Lisa C. Hines/

Lisa C. Hines
Litigation Clerk

Finnegan, Henderson, Farabow, Garrett &
Dunner, LLP