

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

METRICS, INC.
Petitioner

v.

SENJU PHARMACEUTICAL CO., LTD.
Patent Owner

U.S. Patent No. 8,129,431 to Sawa *et al.*
Issue Date: March 6, 2012

Title: Aqueous Liquid Preparation Containing 2-Amino-3-(4-bromobenzoyl)
Phenylacetic Acid

Inter Partes Review No.: IPR2014-01041

**PETITIONER'S REVISED MANDATORY NOTICES
UNDER 37 C.F.R. § 42.8**

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Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

I. MANDATORY NOTICES (37 C.F.R. § 42.8(a)(1))

A. Each Real Party-In-Interest (37 C.F.R. § 42.8(b)(1))--Unchanged

The real parties in interest are Metrics, Inc., Mayne Pharma, and Johnson Matthey, Inc.

B. Notice of Related Matters (37 C.F.R. § 42.8(b)(2))--Revised

1. Judicial Matters

Senju Pharmaceutical Co., Ltd., Bausch & Lomb, Inc., and Bausch & Lomb Pharma Holdings Corp. v. Lupin, Ltd. and Lupin Pharmaceuticals, Inc., C.A. No. 1:14-CV-00667-JBS-KMW (D.N.J.) ; Senju Pharmaceutical Co., Ltd., Bausch & Lomb, Inc., and Bausch & Lomb Pharma Holdings Corp. v. Lupin, Ltd. and Lupin Pharmaceuticals, Inc., C.A. No. 1:14-CV-04149-JBS-KMW (D.N.J.) ; Senju Pharmaceutical Co., Ltd., Bausch & Lomb, Inc., and Bausch & Lomb Pharma Holdings Corp. v. Lupin, Ltd. and Lupin Pharmaceuticals, Inc., C.A. No. 1:14-CV-05144-JBS-KMW (D.N.J.); Senju Pharmaceutical Co., Ltd., Bausch & Lomb, Inc., and Bausch & Lomb Pharma Holdings Corp. v. Metrics, Inc, Mayne Pharma Group Limited, Mayne Pharma (USA), Inc., and Coastal Pharmaceuticals, Inc. C.A. No. 1:14-cv-03962-JBS-KMW (D.N.J.); Senju Pharmaceutical Co., Ltd., Bausch & Lomb, Inc., and Bausch & Lomb Pharma Holdings Corp., v. Metrics, Inc., Mayne Pharma Group Limited, Mayne Pharma (USA), Inc., and Coastal Pharmaceuticals, Inc., C.A. No. 1:14-cv-04964-JBS-KMW(D.N.J.), and Senju

Pharmaceutical Co., Ltd., Bausch & Lomb, Inc., and Bausch & Lomb Pharma Holdings Corp., v. Metrics, Inc., Mayne Pharma Group Limited, Mayne Pharma (USA), Inc., and Coastal Pharmaceuticals, Inc., C.A. No. 4:14-cv-00141-BO (E.D.N.C.) which involve the '431, '290 patent, and/or '131 patents.

2. Administrative Matters--Unchanged

Petitioner has filed concurrently with this Petition, a Petition for Inter Partes review of U.S. Patent No. 8,669,290 (“the '290 patent”), which issued on March 11, 2014 and claims priority to the application that issued as the '431 patent.

U.S. Patent No. 8,497,304, a division of the '431 patent, issued on July 30, 2013 and claims the priority to the application that issued as the '431 patent.

U.S. Patent No. 8,754,131, a division of the '290 patent, issued on June 17, 2014 and claims the priority to the application that issued as the '431 patent.

U.S. Application Serial Nos. 14/261,720 and 14/269,692 are pending and claim priority to the application which issued as the '431 patent.

C. Designation of Lead and Back-Up Counsel (37 C.F.R. § 42.8(b)(3))--Unchanged

| Lead Counsel | Back-Up Counsel |
|---|--|
| Patrick D. McPherson (Reg. No. 46,255) DUANE MORRIS LLP | Vincent L. Capuano (Reg. No. 42,385) DUANE MORRIS LLP 100 High Street, Suite 2400 |

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D. Notice of Service Information (37 C.F.R. § 42.8(b)(4))--Unchanged

Please direct all correspondence to lead counsel at the above address.

Petitioner consents to email service at: VCapuano@duanemorris.com and

PDMcPherson@duanemorris.com.

RESPECTFULLY SUBMITTED,

DUANE MORRIS LLP

Date: September 4, 2014

/Patrick D. McPherson/

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Patrick D. McPherson
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CERTIFICATION OF SERVICE ON PATENT OWNER

Pursuant to 37 C.F.R. §§ 42.6(e), 42.8(b)(4) and 42.105, the undersigned certifies that on the 4th day of September 2014, a complete copy of the foregoing Petitioner's Revised Mandatory Notices Under 37 C.F.R. § 42.8 were served via e-mail on counsel for Patent Owner at:

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