

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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AGILA SPECIALTIES INC. and MYLAN PHARMACEUTICALS INC.,

Petitioners

v.

CUBIST PHARMACEUTICALS, INC.,

Patent Owner

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Case IPR2015-00142

Patent 8,058,238

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**PATENT OWNER MANDATORY NOTICES  
UNDER 37 C.F.R. § 42.8**

## I. Real Party-in-Interest

The real party-in-interest is Cubist Pharmaceuticals, Inc. (“Cubist”), the owner of U.S. Pat. No. 8,058,238 (“the ‘238 patent”).

## II. Related Matters

In accordance with 37 C.F.R. § 42.8 (b)(2), Cubist identifies the following related matters:

*Cubist Pharmaceuticals, Inc. v. Hospira, Inc.*, 1:12-cv-00367-GMS (D.Del.)

*Cubist Pharmaceuticals, Inc. v. Strides Inc. and Agila Specialties Private Ltd.*, 1:13-cv-01679-GMS (D.Del.)

*Cubist Pharmaceuticals, Inc. v. Fresenius-Kabi USA LLC*, 1:14-cv-00914-GMS (D.Del.)

*Cubist Pharmaceuticals, Inc. v. Strides Inc. and Agila Specialties Private Ltd.*, 1:13-cv-06016-NLH-JS (D.N.J.) (Terminated)

*Cubist Pharmaceuticals, Inc. v. Teva Parenteral Medicines, Inc., et al.*, 1:09-cv-00189-GMS (D. Del) (Terminated)

*Agila Specialties Inc. and Mylan Pharmaceuticals, Inc. v. Cubist Pharmaceuticals, Inc.*, IPR2015-00140 (PTAB)

*Agila Specialties Inc. and Mylan Pharmaceuticals, Inc. v. Cubist Pharmaceuticals, Inc.*, IPR2015-00141 (PTAB)

*Agila Specialties Inc. and Mylan Pharmaceuticals, Inc. v. Cubist Pharmaceuticals, Inc.*, IPR2015-00143 (PTAB)

*Agila Specialties Inc. and Mylan Pharmaceuticals, Inc. v. Cubist Pharmaceuticals, Inc.*, IPR2015-00144 (PTAB)

US Application Serial No. 60/177,170

US Application Serial No. PCT/US01/01748

US Application Serial No. 09/735,191

US Application Serial No. 10/747,485  
US Application Serial No. 11/739,180  
US Application Serial No. 12/888,233  
US Application Serial No. 13/398,219  
US Application Serial No. 13/918,083  
US Application Serial No. 14/073,281  
US Application Serial No. 14/475,319

### III. Counsel

Lead Counsel	Backup Counsel
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### IV. Service Information

Please direct all correspondence to lead counsel and backup counsel at the contact information above. Cubist consents to service by electronic mail at all of the following email addresses:

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While email service is preferred, Cubist will accept service by U.S. Mail or hand-delivery at:

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**V. Patent Owner's Preliminary Response**

Cubist reserves the right to file a preliminary response at a later date.

Respectfully Submitted,

/Henry H. Gu/

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### Certificate of Service

I hereby certify that on November 13, 2014, I caused a true and correct copy of the following material:

- Patent Owner Mandatory Notices Under 37 C.F.R. §42.8

to be served via email on the following attorneys for Petitioners:

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Respectfully Submitted,

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