

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AGILA SPECIALTIES INC. and MYLAN PHARMACEUTICALS INC.,

Petitioners

v.

CUBIST PHARMACEUTICALS, INC.,

Patent Owner

Case IPR2015-00143

Patent 8,058,238

**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 Private Ltd. and Mylan Pharmaceuticals, Inc. v. Cubist Pharmaceuticals, Inc., IPR2015-00140 (PTAB)

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

Agila Specialties Private Ltd. and Mylan Pharmaceuticals, Inc. v. Cubist Pharmaceuticals, Inc., IPR2015-00142 (PTAB)

Agila Specialties Private Ltd. 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
William DeVaul Registration No. 42,483 Cubist Pharmaceuticals, Inc. 65 Hayden Ave. Lexington, MA 02421 (781) 860-8559 William.DeVaul@cubist.com	Henry H. Gu Registration No. 55,227 Cubist Pharmaceuticals, Inc. 65 Hayden Ave. Lexington, MA 02421 (781) 860-8351 Henry.Gu@cubist.com

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:

William.DeVaul@cubist.com

Henry.Gu@cubist.com

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

Cubist Pharmaceuticals, Inc.
65 Hayden Ave.
Lexington, MA 02421
Phone: (781) 860-8351
Fax: (781) 860-1407

V. Patent Owner's Preliminary Response

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

Respectfully Submitted,

/Henry H. Gu/

Henry H. Gu
Registration No. 55,227
Cubist Pharmaceuticals, Inc.
65 Hayden Ave.
Lexington, MA 02421

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:

Peter R. Munson
pmunson@wsgr.com

Lorelei Westin
lwestin@wsgr.com

Respectfully Submitted,

/Henry H. Gu/

Henry H. Gu
Registration No. 55,227
Cubist Pharmaceuticals, Inc.
65 Hayden Ave.
Lexington, MA 02421