

Paper No. _____
Date Filed: January 26, 2015

Filed on behalf of: INO Therapeutics LLC

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Praxair Distribution, Inc.
Petitioner,

v.

INO Therapeutics LLC
Patent Owner.

Case IPR2015-00524
U.S. Patent No. 8,293,284

INO THERAPEUTICS LLC
MANDATORY NOTICES – 37 C.F.R. § 42.8

Pursuant to 37 C.F.R. § 42.8, INO Therapeutics LLC (the “Patent Owner”), as indicated by the assignment recorded at Reel/Fame 032410/0927 and 028834/0483 submits the following Mandatory Notices.

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

Pursuant to the requirements of 37 C.F.R. § 42.8(a)(2), the real party-in-interest is INO Therapeutics LLC (the “Patent Owner”). Ikaria, Inc., an affiliate of INO Therapeutics LLC, is also a real party-in-interest.

Related Matters (37 C.F.R. § 42.8 (b)(2)):

INO Therapeutics LLC is not aware of any judicial or administrative matter that would affect, or be affected by, a decision in the instant proceeding. Also, the following pending patent applications claim the benefit of the priority of the filing date of the subject patent: U.S. Patent Application No. 13/683,444, U.S. Patent Application No. 14/451,057, U.S. Patent Application No. 14/454,373, and U.S. Patent Application No. 14/482,704.

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

Lead counsel is Dominick A. Conde (Reg. No. 33,856) and back-up counsel is Raymond R. Mandra (Reg. No. 34,382). William E. Solander is also designated as back-up counsel requiring *pro hac vice* admission to appear in this proceeding.

A power of attorney from INO Therapeutics LLC is being submitted with this Notice.

Service Information (37 C.F.R. § 42.8(b)(4)):

INO Therapeutics LLC may be served by postal mailing, hand-delivery, telephone or facsimile as follows:

Dominick A. Conde

FITZPATRICK, CELLA, HARPER & SCINTO

1290 Avenue of the Americas

New York, NY 10104-3800

Telephone: (212) 218-2100

Facsimile: (212) 218-2200

INO Therapeutics LLC may be served electronically using the following e-mail addresses:

dconde@fchs.com (lead counsel)

rmandra@fchs.com (back-up counsel)

wsolander@fchs.com (back-up counsel)

Any questions concerning this paper may be directed to lead counsel listed below.

January 26, 2015

Respectfully submitted,

/Dominick A. Conde/

Dominick A. Conde (Reg. No. 33,856)
Lead Counsel for Patent Owner
FITZPATRICK, CELLA, HARPER & SCINTO
Tel: (212) 218-2100

*Attorneys for Patent Owner,
INO Therapeutics LLC*

Back-up Counsel:

Raymond R. Mandra (Reg. No. 34,382)
William E. Solander
FITZPATRICK, CELLA, HARPER & SCINTO
1290 Avenue of the Americas
New York, NY 10104-3800
(212) 218-2100

CERTIFICATE OF SERVICE

I certify that a copy of the Patent Owners' Mandatory Notices Under 37 C.F.R. § 42.8(a)(2) was served on January 26, 2015 by causing it to be sent by email to counsel for Petitioner at the following email addresses:

sanjay.murthy@klgates.com

sara.kerrane@klgates.com

michael.abernathy@klgates.com

January 26, 2015

Respectfully submitted,

/Dominick A. Conde/

Dominick A. Conde (Reg. No. 33,856)
FITZPATRICK, CELLA, HARPER & SCINTO
1290 Avenue of the Americas
New York, NY 10104-3800
Tel: (212) 218-2100