

From: Vignone, Maria [Maria.Vignone@USPTO.GOV] on behalf of Trials [Trials@USPTO.GOV]
Sent: Thursday, August 20, 2015 10:50 AM
To: Frank Calvosa; Trials
Cc: Nick Cerrito; Evangeline Shih; John V. Biernacki; Lyndsey Przybylski; Burgy, Aziz; Frese, Bradford C.; Matt Ruedy; Steve Maddox
Subject: RE: IPR2015-00545, -546, -547, -548, -551, and -554 -- Request for Teleconference

Counsel,

Patent Owner is authorized to file a motion for additional discovery pursuant to 37 C.F.R. § 42.51(b)(2) addressing all of the *Garmin* factors. The motion shall not exceed five pages and shall be filed no later than Noon Tuesday, August 25th. Petitioner may file an opposition to the motion that shall not exceed five pages. Any opposition shall be filed no later than Friday August 28th. Patent Owner is not authorized to file a reply.

Thank you,

Maria Vignone
Paralegal Operations Manager
Patent Trial and Appeal Board
571-272-4645

From: Frank Calvosa [<mailto:FrankCalvosa@quinnemanuel.com>]
Sent: Wednesday, August 19, 2015 3:26 PM
To: Trials
Cc: Nick Cerrito; Evangeline Shih; John V. Biernacki; Lyndsey Przybylski; Burgy, Aziz; Frese, Bradford C.; Matt Ruedy; Steve Maddox
Subject: IPR2015-00545, -546, -547, -548, -551, and -554 -- Request for Teleconference

Dear PTAB:

We write on behalf of Patent Owner, Jazz Pharmaceuticals, Inc. ("Jazz"), regarding IPR2015-00545, -546, -547, -548, -551, and -554. The Board issued decisions instituting these IPRs on July 28 and 29. Pursuant to the Scheduling Orders issued with those decisions (*see, e.g.*, IPR2015-00545, Paper 26 at 2), we write to respectfully request a teleconference to discuss an issue that has arisen between the parties.

Specifically, we write to request a teleconference to discuss Jazz's request for authorization to file a motion for additional discovery from Petitioners. The additional discovery requested is a narrow set of specifically-identified documents that are useful to Jazz's allegation that Petitioners failed to name all real parties-in-interest ("RPI"). Jazz has asked Petitioners to produce the requested documents, but Petitioners have taken the position that Jazz is not entitled to the discovery. Jazz disagrees. It explained to Petitioners that its requests are proper both under the *Garmin* factors and despite the Board's decision against Jazz's RPI argument in the Decisions on Institution. That correspondence is attached.

As such, we respectfully request the Board's intervention. The parties are available to discuss this issue with the Board tomorrow, August 20, or Friday, August 21. Counsel for Petitioners is copied on this email.

Best Regards,

Frank Calvosa

Associate

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