

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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AMNEAL PHARMACEUTICALS LLC and PAR PHARMACEUTICAL, INC.

Petitioners,

v.

JAZZ PHARMACEUTICALS, INC.

Patent Owner

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Case IPR2015-00554

Patent 7,668,730

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**EXHIBIT 2039**

**PROPOSED DISCOVERY REQUESTS BY PATENT OWNER**

Patent Owner Jazz Pharmaceuticals, Inc. (“Jazz”) requests that Petitioners Amneal Pharmaceuticals LLC and Par Pharmaceutical, Inc. (together “Petitioners”) respond and produce the following documents and things.

### **INSTRUCTIONS**

1. In responding to and producing documents and things responsive to these requests, the responding party shall comply with the instructions in the Patent Trial Practice Guide.
2. A responding party shall timely amend its response upon learning that its response is incomplete or if additional responsive information is found.
3. All responsive documents must be produced as they are kept in the usual course of business.
4. A party is not required to produce documents or information subject to a claim of privilege, including attorney work product. A party withholding responsive documents or information on the basis of privilege shall provide a privilege log identifying the responsive documents being withheld.
5. The production of responsive documents or information shall not constitute an express or implied waiver of any privilege held by the producing party.

## **DEFINITIONS**

1. The term “Par Entities” means Par Pharmaceutical, Inc., Par Pharmaceutical Companies, Inc., Sky Growth Intermediate Holdings I, Inc., Sky Growth Intermediate Holdings II, Inc., and/or Par Pharmaceutical Holdings, Inc. and includes any employees, agents, counsel, representatives, or others authorized to act on behalf of any the Par Entities.

2. The term “billing records” means invoices and engagement letters.

## **REQUESTS FOR PRODUCTION**

### **Request for Production No. 1**

Billing records submitted from Arent Fox LLP, Sterne Kessler, Goldstein & Fox P.L.L.C., Maddox Edwards PLLC, or Robert J. Valuck, Ph.D. to any of the Par Entities to the extent they relate to IPR2015-00545, -546, -547, -548, -551, and/or -554.

### **Request for Production No. 2**

Employment agreements between David Silverstein and any of the Par Entities and employment agreements between Lawrence Brown and any of the Par Entities.