

Filed: May 10, 2016

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN PHARMACEUTICALS INC. and
AMNEAL PHARMACEUTICALS LLC

Petitioners,

v.

YEDA RESEARCH & DEVELOPMENT CO. LTD.

Patent Owner.

Case No. IPR2015-00643 (8,232,250 B2)

Case No. IPR2015-00644 (8,399,413 B2)

Case No. IPR2015-00830 (8,969,302 B2)^{1,2}

**PETITIONERS' OBJECTIONS TO PATENT OWNER'S
DEMONSTRATIVE EXHIBITS PURSUANT TO THE ORDER GRANTING
REQUEST FOR ORAL ARGUMENT**

¹ Case Nos. IPR2015-01976, IPR2015-01980 and IPR2015-01981 have been joined with these proceedings.

² Word-for-word identical Objections are being filed in each proceeding.

Slides 4, 9 & 55: Patent Owner has not argued in its Response or declarations that earlier “failed attempts,” including by attempting an oral product and a non-GA product, TV-5010, support a finding of non-obviousness.

Slides 31 & 78: Ex. 2076 is not cited in the Response or supporting declarations, and Ex. 2021 is not cited by Patent Owner in its Response or supporting declarations for the proposition on this slide.

Slide 39: This slide is improperly argumentative and not supported by the record in arguing, without record support, that it is “undisputed” that a POSA would not look to Flechter to draw efficacy comparisons.

Slide 64: This slide is misleading and improperly argumentative, and the use of “contradicted” in the title is misleading as the slide removes Dr. Peroutka’s testimony from its context.

Slides 85, 86 & 95: These slides improperly present new arguments.

Slide 113: This slide presents new argument Patent Owner did not make in its Response or expert declarations and is misleading and argumentative to the extent the title suggests the testimony relates to the POSA’s understanding.

By making the objections above, Petitioners do not agree that the remainder of Patent Owner’s demonstratives are unobjectionable.

Dated: May 10, 2016

/Brandon M. White/

Brandon M. White

Reg. No. 52,354

Perkins Coie LLP

700 13th St., NW, Suite 600

Washington, D.C. 20005

Telephone: (202) 654-6206

E-mail: bmwhite@perkinscoie.com

Attorney for Mylan Pharmaceuticals Inc.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing PETITIONERS' OBJECTIONS TO PATENT OWNER'S DEMONSTRATIVE EXHIBITS PURSUANT TO THE ORDER GRANTING REQUEST FOR ORAL ARGUMENT was served electronically via email as follows:

Patent Owners:

Elizabeth Holland
Goodwin Procter LLP
eholland@goodwinprocter.com

Nicholas Mitrokostas
Goodwin Procter LLP
nmitrokostas@goodwinprocter.com

William James
Goodwin Procter LLP
wjames@goodwinprocter.com

Daryl Wiesen
Goodwin Procter LLP
dwiesen@goodwinprocter.com

Eleanor Yost
Goodwin Procter LLP
eyost@goodwinprocter.com

John Bennett
Goodwin Procter LLP
jbennett@goodwinprocter.com

Petitioner Amneal Pharmaceuticals LLC:

Vincent L. Capuano
Duane Morris LLC
VCapuano@duanemorris.com

Christopher S. Kroon
Duane Morris LLC
CSKroon@duanemorris.com

Dated: May 10, 2016

/Brandon M. White/

Brandon M. White

Attorney for Mylan Pharmaceuticals Inc