

Filed on behalf of: INO Therapeutics, LLC

Entered: November 23, 2015

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PRAXAIR DISTRIBUTION, INC.

Petitioner

v.

INO THERAPEUTICS LLC,

Patent Owner

Case IPR2015-00889

U.S. Patent No. 8,573,209 B2

Before KEN B. BARRETT, MICHAEL J. FITZPATRICK, AND
SCOTT A. DANIELS, *Administrative Patent Judges*.

**PATENT OWNER'S UPDATED NOTICE OF DEPOSITION
OF ROBERT T. STONE, PH.D.**

Case IPR2015-00889
U.S. Patent No. 8,573,209

Pursuant to 37 C.F.R. § 42.53(d)(1), Patent Owner INO Therapeutics LLC (“Patent Owner”), by and through its attorneys, will conduct cross-examination by deposition of Dr. Robert Stone pursuant to its agreement with Petitioner Praxair Distribution, Inc. (“Petitioner”). Dr. Stone’s deposition will take place, as agreed by counsel for the parties, on December 2, 2015 at 9:00a.m. PST, at Latham & Watkins LLP, 140 Scott Drive, Menlo Park, CA 94025.

The cross-examination will be taken before a Notary Public or other officer authorized by law to administer oaths. It will be recorded using audiotape and/or stenographic means. The parties have further agreed pursuant to 37 C.F.R. § 42.53(a) that the deposition will be recorded by video.

Respectfully submitted,

Dated: November 23, 2015

By: /Robert Steinberg/

Robert Steinberg (Reg. No. 33,144)
bob.steinberg@lw.com
Latham & Watkins LLP
355 South Grand Avenue
Los Angeles, CA 90071-1560
213.485.1234; 213.891.8763 (Fax)

Daniel G. Brown (Reg. No. 54,005)
daniel.brown@lw.com
Latham & Watkins LLP
885 Third Avenue
New York, NY 10022-4834
212.906.1200; 212.751.4864 (Fax)

Counsel for Patent Owner

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I certify that on this 23rd day of November, 2015, a true and correct copy of the foregoing **Patent Owner's Updated Notice of Deposition of Robert T. Stone, Ph.D.** was served by electronic mail on Petitioner's lead and backup counsel at the following email addresses:

sanjay.murthy@klgates.com

sara.kerrane@klgates.com

michael.abernathy@klgates.com

margaux.nair@klgates.com

maria.doukas@klgates.com

Praxair-Ikaria@klgates.com

By: /Robert Steinberg/

Robert Steinberg (Reg. No. 33,144)
bob.steinberg@lw.com
Latham & Watkins LLP
355 South Grand Avenue
Los Angeles, CA 90071-1560
213.485.1234; 213.891.8763 (Fax)