

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

PRAXAIR DISTRIBUTION, INC.  
Petitioner

v.

INO THERAPEUTICS, LLC. d/b/a IKARIA, INC.  
Patent Owner

---

Case IPR2015-00891  
Patent 8,573,210

---

Mailed: March 24, 2015

Before ROSALIND V. BOAKYE, *Trial Paralegal*

NOTICE OF FILING DATE ACCORDED TO PETITION  
AND  
TIME FOR FILING PATENT OWNER PRELIMINARY RESPONSE

The petition for “*inter partes* review,” in the above proceeding has been accorded the filing date of March 16, 2015.

Case IPR2015-00891  
Patent 8,573,210

Patent Owner may file a preliminary response to the petition no later than three months from the date of this notice. The preliminary response is limited to setting forth the reasons why the requested review should not be instituted. Patent Owner may also file an election to waive the preliminary response to expedite the proceeding. For more information, please consult the Office Patent Trial Practice Guide, 77 Fed. Reg. 48756 (Aug. 14, 2012), which is available on the Board Web site at <http://www.uspto.gov/PTAB>.

Patent Owner is advised of the requirement to submit mandatory notice information under 37 C.F.R. § 42.8(a)(2) within 21 days of service of the petition.

The parties are encouraged to use the heading on the first page of this Notice for all future filings in the proceeding.

The parties are advised that under 37 C.F.R. § 42.10(c), recognition of counsel *pro hac vice* requires a showing of good cause. The parties are authorized to file motions for *pro hac vice* admission under 37 C.F.R. § 42.10(c). Such motions shall be filed in accordance with the “Order -- Authorizing Motion *for Pro Hac Vice* Admission” in Case IPR2013-00639, Paper 7, a copy of which is available on the Board Web site under “Representative Orders, Decisions, and Notices.”

The parties are reminded that unless otherwise permitted by 37 C.F.R. § 42.6(b)(2), all filings in this proceeding must be made electronically in the Patent Review Processing System (PRPS), accessible from the Board Web site at <http://www.uspto.gov/PTAB>. To file documents, users must first obtain a user ID and password by registering with PRPS. Information regarding how to register with and use PRPS is available at the Board Web site.

Case IPR2015-00891  
Patent 8,573,210

If there are any questions pertaining to this notice, please contact  
**Rosalind V. Boakye, 571-272-4392** or the Patent Trial and Appeal Board at  
571-272-7822.

PETITIONER:

Sanjay K. Murthy  
Sara Kerrane  
Michael J. Abernathy  
[sanjay.murthy@klgates.com](mailto:sanjay.murthy@klgates.com)  
sara.kerrane@klgates.com  
michael.abernathy@klgates.com

PATENT OWNER:

Servilla Whitney LLC  
33 Wood Ave. South  
Second Floor, Suite 210  
Iselin, NJ 08830

Ikaria, Inc.  
Perryville III Corporate Park  
53 Frontage Road, Third Floor  
P.O. Box 9001  
Hampton, NJ 08827-9001