UNITED STATES PATENT AND TRADE	MAR	Page 1 K OFFICE
BEFORE THE PATENT TRIAL AND AP	PEA	L BOARD
INNOPHARMA LICENSING, INC.,	-)	
INNOPHARMA LICENSING LLC,)	
INNOPHARMA INC., INNOPHARMA LLC,)	Case IPR2015-00902
MYLAN PHARMACEUTICALS INC.)	(Patent 8,669,290 B2)
and MYLAN INC.)	
Petitioner,)	Case IPR2015-00902
V .)	(Patent 8, 129, 431 B2)
SENJU PHARMACEUTICAL CO., LTD.,)	
BAUSCH & LOMB, INC., and)	
BAUSCH & LOMB PHARMA HOLDINGS CORP.)	
Patent Owner.)	
	_)	
CONFIDENTIAL SUBJECT TO THE PROT VIDEOTAPED DEPOSITION OF JOHN Washington, DC 20001		
Thursday, March 3, 20	1 6	
inursday, march 3, 20	10	



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Reported by: Denise D. Vickery, CRR/RMR

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1	Thursday, March 3, 2016	1	APPEARANCES (continued)
2	9:04 a.m.	2	
3		3	For the Lupin Petitioner:
4		4	CROWELL & MORING
5	VIDEOTAPED DEPOSITION OF JOHN C. JAROSZ, held at the	5	1001 Pennsylvania Avenue NW
6	offices of:	6	Washington, DC 20004-2595
7		7	202. 624. 2897
8	FINNEGAN HENDERSON FARABOW	8	BY: SHANNON LENTZ, ESQ.
9	GARRETT & DUNNER, LLP	9	slentz@crowell.com
10	901 New York Avenue NW	10	
11	Washington, DC 20001	11	
12		12	
13		13	Also Present:
14		14	
15	Pursuant to notice, before Denise D. Vickery,	15	T.J. O'Toole, Videographer
16	Registered Merit Reporter, Certified Realtime	16	
17	Reporter, and Notary Public in and for the District	17	
18	of Columbia.	18	
19		19	
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2 3 4 5	A P P E A R A N C E S For the Petitioners: ALSTON & BIRD LLP 333 South Hope Street, Sixteenth Floor	2 3 4 5	I N D E X EXAMINATION OF JOHN C. JAROSZ PAGE
2 3 4 5 6	A P P E A R A N C E S For the Petitioners: ALSTON & BIRD LLP 333 South Hope Street, Sixteenth Floor Los Angeles, CA 90071	2 3 4 5 6	EXAMINATION OF JOHN C. JAROSZ PAGE BY MR. ABE
2 3 4 5 6 7	A P P E A R A N C E S For the Petitioners: ALSTON & BIRD LLP 333 South Hope Street, Sixteenth Floor Los Angeles, CA 90071 213.576.1000	2 3 4 5 6 7	EXAMINATION OF JOHN C. JAROSZ PAGE BY MR. ABE
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17 reporter is Denise Vickery. We are both here 18 representing Gregory Edwards, LLC. 19 Will counsel please introduce 20 themselves and indicate which parties they 20 Q. Okay. Is there any reason why you	15	My name is T.J. O'Toole. I am the	15	asking, just let me know. If you need a break, just
18 representing Gregory Edwards, LLC. 19 Will counsel please introduce 20 themselves and indicate which parties they 18 Is that okay? A. Yes. 20 Q. Okay. Is there any reason why you	16	certified legal video specialist. The court	16	let me know, but I ask that you answer any pending
18 representing Gregory Edwards, LLC. 19 Will counsel please introduce 20 themselves and indicate which parties they 18 Is that okay? A. Yes. 20 Q. Okay. Is there any reason why you	17	reporter is Denise Vickery. We are both here	17	question before you do that.
19 Will counsel please introduce 19 A. Yes. 20 themselves and indicate which parties they 20 Q. Okay. Is there any reason why you	18		18	Is that okay?
	19		19	A. Yes.
21 represent 21 can't testify truthfully today?	20	themselves and indicate which parties they	20	Q. Okay. Is there any reason why you
2. Topicosite.	21	represent.	21	can't testify truthfully today?
22 MR. ABE: James Abe of Alston & 22 A. No.	22	MR. ABE: James Abe of Alston &	22	A. No.



5 (Pages 14 to 17)

Page 14

1 MR. ABE: Okay. Counsel, will you

2 stipulate that the witness is here for

3 cross-examination for both IPR2015-00902 and 903?

4 MS. LEBEIS: Yes.

5 MR. ABE: Okay. And will counsel

6 also stipulate that my questions will be directed to

7 both IPR proceedings unless I specify otherwise?

8 MS. LEBEIS: Yes.

9 BY MR. ABE:

10 Q. Okay. Mr. Jarosz, have you ever been

11 deposed in the context of an inter partes review

12 proceeding?

13 **A.** Yes

14 **Q.** How many times?

15 A. I'd have to look at my CV, but my best

16 memory right now is that it's been three times. I

17 might be wrong, however.

18 Q. And your CV, I believe, is attached as

19 one of the exhibits or it is attached to your

20 declaration; is that right?

21 A. I have attached the version of my CV

22 that was current as of the time I submitted my

Page 16

1 Well, I'm not exactly sure. I believe

2 so, but I see a few redactions in this, and I am not

3 sure that what I submitted had redactions. So I'm

4 not positive --

Q. Yeah, this is --

A. -- that this is what I submitted.

Q. Right. There's another version that is

8 the board's only -- eyes only, but for today's

9 proceeding I'd like to use the board version that's

0 redacted.

6

7

15

11 Is that okay?

12 **A.** I think so. Although I'm a little bit

13 nervous since it doesn't look like exactly the

14 document that I submitted.

Q. That's fair.

16 I'll just represent to you that this is

17 what was filed by the patent owners in the case as

18 protective order material with the redactions as you

19 noted.

20 Is that okay?

21 **A.** Yes.

Q. Okay. So why don't you turn to the CV,

Page 15

l report or declaration in this matter.

2 Q. Do you recall when those three -- let

3 me restate it.

4 Were those three depositions for the

5 inter partes review -- would that have happened

after you submitted your declaration in this case?

7 A. No, I don't think any have been

8 since --

9 **Q.** Okay.

10 A. -- the declaration in this matter.

11 Though I might be wrong. I think I'm correct.

12 Q. Were any of those IPR proceedings in

13 relation to patents that covered pharmaceutical

14 subject matter?

15 A. I'd have to go back and check. I don't

16 recall sitting here right now.

17 Q. Okay. Maybe if I hand you your

18 declaration, that might help. So I'm -- so I'm

9 handing you what's been marked Senju Exhibit 2130 in

20 the 902 IPR.

21 Mr. Jarosz, is this your declaration?

A. (Reviewing document).

Page 17

1 which is attached to your declaration as Appendix 1.

2 On page 69, it lists your patent cases.

Do you see that?

4 A. Well, it's the start of the list of my

5 patent cases.

6 Q. And the second case listed there,

7 that's an IPR proceeding?

8 A. If that's a question, the answer is

9 yes.

12

13

14

17

22

10 Q. Yeah. And you represented the Polaris

11 Industries, Inc. company?

A. Yes.

Q. Is that right?

A. Our firm did, yes.

15 Q. Okay. And that case didn't involve a

16 pharmaceutical product, did it?

A. No.

18 Q. And you represented petitioner --

19 sorry.

20 You were representing the patent owner

21 in that case; is that right?

MS. LEBEIS: Objection to the form



22

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