

trials@uspto.gov

IPR2015-01097, Paper No. 63

IPR2015-01099, Paper No. 62

IPR2015-01100, Paper No. 63

IPR2015-01105, Paper No. 63

571-272-7822

June 30, 2016

RECORD OF ORAL HEARING

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LUPIN LTD., INC.,

Petitioner,

vs.

SENJU PHARMACEUTICAL CO., LTD.,

Patent Owner.

Case IPR2015-01097 (Patent No. 8,754,131 B2)

Case IPR2015-01099 (Patent No. 8,669,290 B2)

Case IPR2015-01100 (Patent No. 8,927,606 B1)

Case IPR2015-01105 (Patent No. 8,871,813 B2)

Technology Center 1600

Before: FRANCISCO C. PRATS, ERICA A. FRANKLIN,
and GRACE KARAFFA OBERMANN, Administrative Patent Judges.

The above-entitled matter came on for hearing on Thursday,
June 9, 2016, at 10:00 a.m., Hearing Room D, taken at the U.S. Patent and
Trademark Office, 600 Dulany Street, Alexandria, Virginia.

REPORTED BY: RAYMOND G. BRYNTESON, RMR,
CRR, RDR

APPEARANCES:

ON BEHALF OF THE PETITIONER:

DEBORAH H. YELLIN, ESQ.
TERESA STANEK REA, ESQ.
SHANNON LENTZ, ESQ.
Crowell & Moring LLP
1001 Pennsylvania Avenue, N.W.
Washington, D.C. 20004-2595
202-624-2500

ON BEHALF OF THE PATENT OWNER:

BRYAN C. DINER, ESQ.
JUSTIN J. HASFORD, ESQ.
CHIAKI FUJIWARA, ESQ.
JOSHUA L. GOLDBERG, ESQ.
Finnegan, Henderson, Farabow,
Garrett & Dunner, LLP
901 New York Avenue, N.W.
Washington, D.C. 20001-4413
202-408-400

JESSICA M. LEBEIS, ESQ.
Finnegan, Henderson, Farabow,
Garrett & Dunner, LLP
3500 SunTrust Plaza
303 Peachtree Street, NE
Atlanta, Georgia 30308-3263
404-653-6400

P R O C E E D I N G S

(10:00 a.m.)

JUDGE PRATS: Please be seated. This is the final consolidated oral hearing for four IPR proceedings, IPR2015-01097, 01099, 01100 and 01105. The parties are Petitioner, Lupin Limited as Petitioner, and Patent Owner is Senju.

I guess we should start with appearances. Petitioner, please.

MS. YELLIN: Thank you, Your Honor. My name is Deborah Yellin for Petitioner, Lupin. And with me today is Teresa Stanek Rea and Shannon Lentz.

JUDGE PRATS: Thank you. Patent Owner?

MR. DINER: Good morning, Your Honor. My name is Bryan Diner. We're representing the Patent Owner, Senju, et al. I'm joined by co-counsel Justin Hasford, Chiaki Fujiwara, Josh Goldberg, and Jessica Lebeis.

JUDGE PRATS: Thanks very much. I only have a few introductory remarks. As we explained in our order and as the parties agreed, Petitioner, you will have 45 minutes for your case-in-chief, after which Patent Owner will have 60 minutes, and after that Petitioner will have 15 minutes for rebuttal.

As procedure, to the extent that the parties have objections to the demonstratives, we will not be interrupting

1 the parties to lodge objections. I don't know, was there any --
2 I saw the joint list of objections. Is there any kind of
3 resolution as to certain slides that won't be presented or
4 anything like that?

5 MR. DINER: From the Patent Owners, Your
6 Honor, no, we intend to submit and speak to the slides we had
7 submitted to the Board.

8 JUDGE PRATS: Okay. As I said, we're not going
9 to be objecting to -- go ahead. I'm sorry. Petitioner?

10 MS. YELLIN: I'm so sorry, Your Honor. I was
11 going to say it's the same with Petitioners; we're going to be
12 presenting all of our slides.

13 JUDGE PRATS: Okay. That's fine. I will just
14 say a reminder. The demonstratives are not evidence. So you
15 don't need to present a motion to exclude or anything like
16 that.

17 In that regard, I will remind the parties that our
18 decision will only incorporate subject matter that is of record,
19 and we are capable of distinguishing between subject matter
20 and evidence that is of record and subject matter that is not.
21 So, that is, if a slide is presented that might not be of record,
22 we're not going to deal with that issue today.

23 The last thing, there will be one instance where
24 the parties, it will be acceptable for the parties to interrupt
25 the proceeding, and that is when confidential material is being

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.