

Paper No. _____
Filed: August 11, 2015

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

COALITION FOR AFFORDABLE DRUGS VI LLC

PETITIONER

V.

CELGENE CORPORATION

PATENT OWNER

CASE NO.: IPR2015-01103

PATENT NO. 6,315,720

FILED: OCTOBER 23, 2000

ISSUED: NOVEMBER 13, 2001

INVENTORS: BRUCE A. WILLIAMS, JOSEPH K. KAMINSKI

TITLE: METHODS FOR DELIVERING A DRUG TO A PATIENT WHILE
AVOIDING THE OCCURRENCE OF AN ADVERSE SIDE EFFECT KNOWN
OR SUSPECTED OF BEING CAUSED BY THE DRUG

**OPPOSITION TO PATENT OWNER'S MOTION FOR SANCTIONS
PURSUANT TO 35 U.S.C. § 316(a)(6) AND 37 C.F.R. § 42.12**

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TABLE OF EXHIBITS

Exhibit No.	Description
1034	Orange Book Drug Product Listing Corresponding to the '501 Patent, as published by the U.S. Food and Drug Administration on August 4, 2015
1035	Orange Book Drug Product Listing Corresponding to U.S. Patent No. 6,315,720, as published by the U.S. Food and Drug Administration on August 4, 2015
1036	Pricing Information for Revlimid® (lenalidomide) capsules from "Information for Vermont Prescribers of Prescription Drugs," from Medi-Span and Celgene Corporation (July 1, 2015)
1037	Pricing Information for Thalomid® (thalidomide) capsules from "Information for Vermont Prescribers of Prescription Drugs," from Medi-Span and Celgene Corporation (July 1, 2015)
1038	Pricing Information for Pomalyst® (pomalidomide) capsules from "Information for Vermont Prescribers of Prescription Drugs," from Medi-Span and Celgene Corporation (July 1, 2015)
1039	<i>Celgene Corp. v. Barr Laboratories, Inc. et al.</i> , Complaint, filed January 18, 2007, U.S. Dist. Ct. New Jersey, Case No.: 2:33-av-00001
1040	<i>Celgene Corp. v. Natco Pharma Ltd.</i> , U.S. Dist. Ct. New Jersey, Complaint, Case No: 2:10-cv-05197-SDW-SCM
1041	<i>Celgene Corp. v. Lannett Holdings Inc., et al.</i> , Complaint, U.S. Dist. Ct. New Jersey, Case No. 2:15-cv-00697-SDW-SCM
1042	<i>Celgene v. Barr</i> , Stipulated Dismissal, dated and filed May 21, 2010, in U.S. Dist. Ct. New Jersey Case No. 2:07-cv-00286-SDW-MCA
1043	<i>International Union of Bricklayers and Allied Craft Workers Local 1 Health Fund v. Celgene Corp.</i> , Class Action Antitrust Complaint, filed November 7, 2014, U.S. Dist. Ct. New Jersey, 2:14-cv-06997-KSH-CLW

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1044	Celgene Letter Motion dated September 3, 2014, to Bifurcate and Stay Expert discovery re: REMS Patents, in <i>Celgene Corp. v Natco Pharma Ltd.</i> , U.S. Dist. Ct. New Jersey, Case No: 2:10-cv-05197-SDW-SCM
1045	October 24, 2014, Court Order granting Celgene Motion to Bifurcate and Stay Expert discovery re: REMS Patents, in <i>Celgene Corp. v Natco Pharma Ltd.</i> , U.S. Dist. Ct. New Jersey, Case No: 2:10-cv-05197-SDW-SCM
1046	Orange Book Patents Corresponding to Celgene's Thalomid® (thalidomide) capsules, as published by the U.S. Food and Drug Administration on August 6, 2015
1047	Orange Book Patents Corresponding to Celgene's Revlimid® (lenalidomide) capsules, as published by the U.S. Food and Drug Administration on August 6, 2015
1048	Orange Book Patents Corresponding to Celgene's Pomalyst® (pomalidomide) capsules, as published by the U.S. Food and Drug Administration on August 6, 2015
1049	To Promote Innovation: The Proper Balance of Competition and Patent Law and Policy—A Report by the Federal Trade Commission October 2003
1050	“Evergreening: A Deceptive Device in Patent Rights,” Gaurav Dwivedi <i>et al.</i> , <i>Tech. in Society</i> (2010) 32:324-30
1051	“Pay-for-Delay: How Drug Company Pay-Offs Cost Consumers Billions,” FTC Staff Study January 2010
1052	May 28, 2015 Statement of the Federal Trade Commission on <i>FTC v. Cephalon, Inc.</i>
1053	“The Impact of Exempting the Pharmaceutical Industry from Patent Reviews,” Dean Baker, Center for Economic and Policy Research (July 2015)
1054	Declaration of Juan (Julie) Wu, Ph.D., M.S. (“ <i>Wu Decl.</i> ”)
1055	<i>Review of Recent Judicial Decisions on Patent Law: Hearing Before the Subcomm. on Intellectual Property, Competition, and the Internet of the H. Comm. on the Judiciary</i> , 112 th Cong. 29 (2011)

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