

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN PHARMACEUTICALS INC.,
Petitioner,

v.

ASTRAZENECA AB,
Patent Owner.

IPR2015-01340

Patent RE44,186

**JOINT NOTICE OF STIPULATION
REGARDING DR. ROTELLA**

The Patent Owner AstraZeneca and the Petitioner Mylan (“the Parties”) stipulate and agree as follows:

1. In lieu of deposing Dr. David P. Rotella pursuant to a notice of deposition under 37 C.F.R. § 42.53 (Paper No. 25), regarding his June 4, 2015 declaration (Ex. 1003), Patent Owner AstraZeneca may and will rely on the transcript of Dr. Rotella’s May 26, 2016 deposition from Case No. 14-664-GMS (“the District Court deposition”) and any associated errata sheet.
2. The entirety of the District Court deposition transcript, any associated errata sheet, and any evidence cited therein will be submitted as exhibits in this IPR by Patent Owner with Patent Owner’s Response.
3. Any objection to the content, form, or manner of taking the deposition, including the qualifications of the officer, is waived unless made on the record during the deposition, with the exception for objections to scope. Objections to scope, if any, must be made within 5 business days of service of the District Court deposition transcript as an exhibit.
4. The Parties note that joinder motions are pending before the Board and expect this stipulation to apply to any subsequently joined parties to the same extent that it applies to Mylan.
5. This stipulation does not preclude AstraZeneca from noticing and deposing Dr. Rotella regarding any future declaration(s), if and when such a declaration is offered by Mylan or another party that may later be joined to this IPR.

Respectfully submitted,

Dated: July 18, 2016

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Counsel for Patent Owner

Dated: July 18, 2016

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CERTIFICATE OF SERVICE

Under 37 C.F.R. § 42.6(e), the undersigned certifies that a copy of
JOINT NOTICE OF STIPULATION REGARDING DR. ROTELLA was served
by electronic mail on this 18th day of July, 2016, to counsel for Petitioner Mylan
Pharmaceuticals Inc.:

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Dated: July 18, 2016

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