

Filed on behalf of Patent Owners Genentech, Inc. and City of Hope by:

David L. Cavanaugh
Reg. No. 36,476
Heather M. Petruzzi
Reg. No. 71,270
Robert J. Gunther, Jr.
Pro Hac Vice
Wilmer Cutler Pickering
Hale and Dorr LLP
1875 Pennsylvania Ave., NW
Washington, DC 20006

Adam R. Brausa
Reg. No. 60,287
Daralyn J. Durie
Pro Hac Vice
Durie Tangri LLP
217 Leidesdorff Street
San Francisco, CA 94111

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SANOFI-AVENTIS U.S. LLC AND
REGENERON PHARMACEUTICALS, INC.,
Petitioners,

v.

GENENTECH, INC. AND CITY OF HOPE,
Patent Owners.

Case IPR2015-01624
Patent 6,331,415

**PATENT OWNERS' OBJECTIONS TO EVIDENCE
PURSUANT TO 37 C.F.R. § 42.64**

Pursuant to 37 C.F.R. § 42.64, Patent Owners Genentech, Inc. and City of Hope serve the following objections to evidence served with the Petition of Sanofi-Aventis U.S. LLC and Regeneron Pharmaceuticals, Inc. (collectively "Petitioners").

Genentech/City of Hope object to Exhibit 1006, Declaration of Jefferson Foote, Ph.D., in Support of Sanofi And Regeneron's Petition for *Inter Partes* Review of U.S. Patent No. 6,331,415. Genentech/City of Hope specifically object to ¶¶ 25, 42-47, 52-60, 67, 68, 70-73, 78, 80, 84, 90-93, 97, 100-04, 106, 107, 109-14, and all paragraphs that rely on those paragraphs as inadmissible hearsay (FRE 802); and ¶¶ 25, 42, 43, 47, 49, 52-53 & n.6, 56-60, 63-73, 76, 78-80, 83-84, 87-97, 99-114, and all paragraphs that rely on those paragraphs as lacking a disclosed basis of sufficient facts or data (FRE 705; 37 C.F.R. § 42.65), not being based on sufficient facts or data, the product of reliable principles and methods, and/or a reliable application of the principles and methods to the facts (FRE 702, 703), and being misleading and/or confusing (FRE 403).

Genentech/City of Hope object to Exhibit 1044, ReoPro® Prescribing Information, as irrelevant (FRE 402), misleading and/or confusing (FRE 403), lacking authentication (FRE 901), and inadmissible hearsay (FRE 802).

Genentech/City of Hope object to Exhibit 1045, *Genentech v. Centocor*, No. 94-01379 (N.D. Cal.), Affidavit of John Ghrayeb, Ph.D., as inadmissible hearsay

(FRE 802), lacking a disclosed basis of sufficient facts or data (FRE 705; 37 C.F.R. § 42.65), not being based on sufficient facts or data, the product of reliable principles and methods, and/or a reliable application of the principles and methods to the facts (FRE 702, 703), and containing improper expert testimony by a lay witness (FRE 701).

Respectfully submitted,

Date: February 22, 2016

/David L. Cavanaugh/
David L. Cavanaugh
Registration No. 36,476
Counsel for Patent Owners

WILMER CUTLER PICKERING HALE AND DORR LLP
1875 PENNSYLVANIA AVENUE NW
WASHINGTON, DC 20006
TEL: 650-600-5036
FAX: 650-858-6100
EMAIL: david.cavanaugh@wilmerhale.com

CERTIFICATE OF SERVICE

I hereby certify that, on February 22, 2016, I caused a true and correct copy of the foregoing materials:

- Patent Owners' Objections to Evidence Pursuant to 37 C.F.R. § 42.64

to be served via electronic mail on the following attorneys of record:

Richard McCormick
Lisa M. Ferri
Brian W. Nolan
Mayer Brown LLP
1675 Broadway
New York, NY 10019
Rmccormick@mayerbrown.com
LFerri@mayerbrown.com
BNolan@mayerbrown.com
MB-Cabilly-IPR@mayerbrown.com

/Owen K. Allen/
Owen K. Allen
Registration No. 71,118
Wilmer Cutler Pickering Hale and Dorr LLP
950 Page Mill Road
Palo Alto, CA 94304