

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

COALITION FOR AFFORDABLE DRUGS X LLC,
Petitioner,

v.

ANACOR PHARMACEUTICALS, INC.,
Patent Owner.

Case No.: IPR2015-01776

Patent No.: 7,582,621

PETITIONER'S UPDATED EXHIBIT LIST

Appendix of Exhibits
 Patent No. 7,582,621

EXHIBIT	DESCRIPTION	FILED
Ex. 1001	U.S. Patent No. 7,582,621 (“the ’621 Patent”)	<input checked="" type="checkbox"/>
Ex. 1002	Patent Cooperation Treaty Pub. No. WO 1995/033754 to Austin et al. (“ <i>Austin</i> ”)	<input checked="" type="checkbox"/>
Ex. 1003	U.S. Patent Pub. No. 2002/0165121 to Brehove (“ <i>Brehove</i> ”)	<input checked="" type="checkbox"/>
Ex. 1004	Patent Cooperation Treaty Pub. No. WO 2003/009689 A1 to Freeman et al. (“ <i>Freeman</i> ”)	<input checked="" type="checkbox"/>
Ex. 1005	U.S. Patent No. 6,042,845 to Sun et al. (“ <i>Sun</i> ”)	<input checked="" type="checkbox"/>
Ex. 1006	Declaration of Stephen Kahl, Ph.D. (“Kahl Decl.”)	<input checked="" type="checkbox"/>
Ex. 1007	Curriculum Vitae of Stephen B. Kahl, Ph.D.	<input checked="" type="checkbox"/>
Ex. 1008	Declaration of S. Narasimha Murthy, Ph.D. (“Murthy Decl.”)	<input checked="" type="checkbox"/>
Ex. 1009	Curriculum Vitae of S. Narasimha Murthy, Ph.D.	<input checked="" type="checkbox"/>
Ex. 1010	Prosecution History: U.S. Appl. No. 11/357,687 dated February 16, 2006	<input checked="" type="checkbox"/>
Ex. 1011	Prosecution History: Response To Restriction Requirement dated June 6, 2008	<input checked="" type="checkbox"/>
Ex. 1012	Prosecution History: Office Action dated August 26, 2008	<input checked="" type="checkbox"/>
Ex. 1013	Prosecution History: Reply to First Office Action dated January 23, 2009	<input checked="" type="checkbox"/>
Ex. 1014	Prosecution History: Notice of Allowance dated April 22, 2009	<input checked="" type="checkbox"/>
Ex. 1015	Prosecution History Of Continuation Application: Response to Office Action dated May 18, 2009	<input checked="" type="checkbox"/>
Ex. 1016	Prosecution History: Petition For Reconsideration Of Patent Term Adjustment Under 37 C.F.R. 1.705(d) dated September 25, 2009	<input checked="" type="checkbox"/>
Ex. 1017	Prosecution History: Grant of Petition For Reconsideration Of Patent Term Adjustment Under 37 C.F.R. 1.705(d) dated April 23, 2010	<input checked="" type="checkbox"/>
Ex. 1018	Prosecution History: Petition To Correct Inventorship Under 37 C.F.R. § 1.324 dated May 20, 2010	<input checked="" type="checkbox"/>
Ex. 1019	Prosecution History: Grant Of Petition To Correct Inventorship Under 37 C.F.R. § 1.324 dated July 16, 2013	<input checked="" type="checkbox"/>
Ex. 1020	U.S. Patent No. 2,831,866 to W.A. Freeman et al. (“the ’866 Patent”)	<input checked="" type="checkbox"/>

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EXHIBIT	DESCRIPTION	FILED
Ex. 1021	U.S. Patent No. 3,093,659 to Bell et al. (“Bell”)	<input checked="" type="checkbox"/>
Ex. 1022	U.S. Patent No. 3,297,525 to Grier (“Grier”)	<input checked="" type="checkbox"/>
Ex. 1023	U.S. Patent No. 3,370,957 to Wagner et al (“Wagner”)	<input checked="" type="checkbox"/>
Ex. 1024	BioborJF® Specification Sheet (2015)	<input checked="" type="checkbox"/>
Ex. 1025	BioborJF® Material Safety Data Sheet (2004)	<input checked="" type="checkbox"/>
Ex. 1026	U.S. Patent No. 4,202,894 to Pfiffner (“Pfiffner”)	<input checked="" type="checkbox"/>
Ex. 1027	Michael P. Groziak, <i>Boron Therapeutics On The Horizon</i> , 8 AM. J. OF THERAPEUTICS 321-28 (2001) (“Groziak”)	<input checked="" type="checkbox"/>
Ex. 1028	Sudaxshina Murdan, <i>Drug Delivery to the Nail Following Topical Application</i> , 236 INT’L J. OF PHARM., 1-26 (2002) (“Murdan”)	<input checked="" type="checkbox"/>
Ex. 1029	U.S. Patent No. 4,822,822 to Arita et al. (“Arita”)	<input checked="" type="checkbox"/>
Ex. 1030	Declaration of Ryan J. Fletcher (“Fletcher Decl.”)	<input checked="" type="checkbox"/>
Ex. 1031	Kerydin® Prices, <i>available at</i> http://www.goodrx.com/kerydin	<input checked="" type="checkbox"/>
Ex. 1032	Q1 Medicare 2015 Kerydin® Price, <i>available at</i> http://www.q1medicare.com/PartD-2015MedicarePlan-RetailDrugPriceprint.php?stateReg=13MI&ndc=55724011121&formulary=00015191&contractId=H2322&planId=008&segmentId=0&zipCountyCode=26115&cplanType=M&cletter=K&cmode=state	<input checked="" type="checkbox"/>
Ex. 1033	Declaration of Brent E. Routman in Support of Petitioner’s Motion for Admission <i>Pro Hac Vice</i>	<input checked="" type="checkbox"/>
Ex. 1034	Declaration of Peter A. Gergely in Support of Petitioner’s Motion for Admission <i>Pro Hac Vice</i>	<input checked="" type="checkbox"/>
Ex. 1035	Declaration of Ryan J. Fletcher in Support of Petitioner’s Motion for Admission <i>Pro Hac Vice</i>	<input checked="" type="checkbox"/>
Ex. 1036	Supplemental Declaration of Ryan J. Fletcher	<input checked="" type="checkbox"/>
Ex. 1037	Biobor, R.E.D. Facts, EPA-738-R-93-004 (June 1993), http://nepis.epa.gov/Exe/ZyPDF.cgi?Dockey=200009P5.PDF	<input type="checkbox"/>
Ex. 1038	Excerpts From The Certified Prosecution History For U.S. Patent No. 6,878,365, Including The MSDS Sheet For BioborJF®	<input checked="" type="checkbox"/>
Ex. 1039	Supplemental Declaration of Stephen Kahl, Ph.D.	<input type="checkbox"/>

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EXHIBIT	DESCRIPTION	FILED
Ex. 1040	Supplemental Kerydin® Prices, <i>available at</i> http://www.goodrx.com/kerydin ; http://www.goodrx.com/how-goodrx-works ; http://www.goodrx.com/press	☒
Ex. 1041	Q1 Medicare 2015 Kerydin® Price, <i>available at</i> https://q1medicare.com/PartD-2016MedicarePlan-RetailDrugPrice.php?ndc=10337090544&letter=K&formulary=00016286&stateReg=13MI&contractId=H2322&planId=008&segmentId=0#History ; https://q1medicare.com/PartD-About-Us-About-Us-About-Us-About.php	☒
Ex. 1042	Supplemental Declaration of S. Narasimha Murthy, Ph.D.	☒
Ex. 1043	Declaration of Stephen Kahl, Ph.D., dated August 22, 2016	☒
Ex. 1044	Declaration of S. Narasimha Murthy, Ph.D., dated August 23, 2016	☒
Ex. 1045	Deposition Transcripts of Dr. Majella Lane dated July 7-8, 2016	☒
Ex. 1046	Deposition Transcripts of Dr. Mahmoud A. Ghannoum dated July 18-19, 2016	☒
Ex. 1047	Deposition Transcript of Dr. Howard Maibach dated July 13, 2016	☒
Ex. 1048	Deposition Transcripts of Dr. Paul J. Reider dated July 21-22, 2016	☒
Ex. 1049	12 <i>Progress in Heterocyclic Chemistry</i> , ch. 1, 1-21 (G.W. Gribble & T.L. Gilchrist eds., 1st ed., 2000) (Reider Dep. Ex. 5)	☒
Ex. 1050	Ronald C. Wester <i>et al.</i> , <i>In Vivo Percutaneous Absorption of Boric Acid, Borax, and Disodium Octaborate Tetrahydrate in Humans Compared to in Vitro Absorption in Human Skin from Infinite and Finite Doses</i> , 45 <i>Toxicological Sci.</i> 42-51 (1998) (Maibach Dep. Ex. 9)	☒
Ex. 1051	Press Release, Anacor, <i>Anacor Co-Founders Recognized for Scientific Achievements</i> (June 10, 2009), <i>available at</i> http://investor.anacor.com/releasedetail.cfm?releaseid=527603 .	☒

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EXHIBIT	DESCRIPTION	FILED
Ex. 1052	Patent Cooperation Treaty Pub. No. WO 2004/056322 A2 to Ving Lee and Stephen Benkovic (Reider Dep. Ex. 9)	<input checked="" type="checkbox"/>
Ex. 1053	U.S. Patent App. Pub. No. 2004/0259833 A1 to Benkovic <i>et al.</i>	<input checked="" type="checkbox"/>
Ex. 1054	Susan A. Hubbard, <i>Comparative Toxicology of Borates</i> , 66 Biological Trace Element Research, Proceedings of the Second Int'l Symposium on the Health Effect of Boron and Its Compounds 343-57 (Humana Press, 1998) (" <i>Hubbard</i> ")	<input checked="" type="checkbox"/>
Ex. 1055	U.S. Patent No. 7,465,836 to Lee <i>et al.</i> (" <i>Lee</i> ") (Reider Dep. Ex. 10)	<input checked="" type="checkbox"/>
Ex. 1056	Stephen J. Baker, <i>Therapeutic Potential of Boron-Containing Compounds</i> , 1 Future Med. Chem. (7) 1275-1288 (2009) (Reider Dep. Ex. 7)	<input checked="" type="checkbox"/>
Ex. 1057	Wenjie Li <i>et al.</i> , <i>An Improved Protocol for the preparation of 3-Pyridyl- and Some Arylboronic Acids</i> , 67 J. Org. Chem. 5394-97 (2002)	<input checked="" type="checkbox"/>
Ex. 1058	Donald E. Garrett, <i>Borates Handbook of Deposits, Processing, Properties, and Use</i> , 333-429 (Academic Press, 1998)	<input checked="" type="checkbox"/>
Ex. 1059	Stephen J. Baker <i>et al.</i> , <i>Boron-Containing Inhibitors of Synthetases</i> , 40 Chem. Soc. Rev. 4279-85 (2011) (Reider Dep. Ex. 8)	<input checked="" type="checkbox"/>
Ex. 1060	Wenqian Yang <i>et al.</i> , <i>Boronic Acid Compounds as Potential Pharmaceutical Agents</i> , 23 Med. Research Rev., No. 3, 346-68 (2003)	<input checked="" type="checkbox"/>
Ex. 1061	Ronald C. Wester <i>et al.</i> , <i>In Vivo Percutaneous Absorption of Boron as Boric Acid, Borax, and Disodium Octaborate Tetrahydrate in Humans: A Summary</i> , 66 Biological Trace Element Research, Proceedings of the Second Int'l Symposium on the Health Effect of Boron and Its Compounds 101-09 (Humana Press, 1998)	<input checked="" type="checkbox"/>
Ex. 1062	Patent Cooperation Treaty Pub. No. WO 2005/013892 A3 to Lee <i>et al.</i>	<input checked="" type="checkbox"/>
Ex. 1063	Patent Cooperation Treaty Pub. No. WO 2007/095638 A3 to Baker <i>et al.</i>	<input checked="" type="checkbox"/>
Ex. 1064	Certified U.S. Provisional App. No. 60/654,060 (" <i>the '060 Provisional</i> ")	<input checked="" type="checkbox"/>

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