

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

WOCKHARDT BIO AG
Petitioner,

v.

JAZZ PHARMACEUTICALS, INC.
Patent Owner

Case IPR2015-01818
Patent 7,668,730

**MANDATORY NOTICES BY JAZZ PHARMACEUTICALS, INC.
UNDER 35 U.S.C. §§ 311-319 AND 37 C.F.R. §§ 42.8, 42.100 ET. SEQ.**

REAL PARTY-IN-INTEREST

Pursuant to the requirements of 37 C.F.R. § 42.8(b)(1), the undersigned state that Jazz Pharmaceuticals, Inc. (“Jazz Pharmaceuticals”) is the real party-in-interest. Jazz Pharmaceuticals is a corporation organized and existing under the laws of the State of Delaware, having a principal place of business at 3180 Porter Drive, Palo Alto, California 94304. Jazz Pharmaceuticals owns by assignment the entire right, title, and interest in U.S. Patent No. 7,668,730 (the “’730 patent”) by virtue of an Assignment of rights from the inventors, Dayton Reardon, Patti Engle and Bob Gagne. The Assignment was recorded with the United States Patent and Trademark Office on December 22, 2010, at Reel 025604, Frame 0903.

RELATED MATTERS

Pursuant to 37 C.F.R. § 42.8(b)(2), the undersigned state that the ’730 patent is the subject of four, currently-pending litigations: *Jazz Pharmaceuticals, Inc. v. Roxane Laboratories, Inc.*, 2:10-cv-6108 (D.N.J.); *Jazz Pharmaceuticals, Inc. v. Amneal Pharmaceuticals LLC et al.*, 2:13-cv-391 (consolidated) (D.N.J.); *Jazz Pharmaceuticals, Inc. v. Wockhardt Bio AG et al.*, 2:15-cv-5619 (D.N.J.); and *Jazz Pharmaceuticals, Inc. v. Lupin Ltd. et al.*, 2:15-cv-6548 (D.N.J.). The litigation over the ’730 patent in *Jazz Pharms., Inc. v. Roxane Labs., Inc.* was stayed prior to Petitioner filing the present IPR Petition.

The '730 patent is also the subject of an *inter partes* review petition filed by Par Pharmaceutical, Inc. ("Par") and Amneal Pharmaceuticals LLC ("Amneal") (IPR2015-00554). Additionally, Petitioner has filed for *inter partes* review of five related patents: U.S. Patent No. 8,457,988 (IPR2015-01814); U.S. Patent No. 7,895,059 (IPR2015-01816); U.S. Patent No. 8,589,182 (IPR2015-01813); U.S. Patent No. 7,765,106 (IPR2015-01815); and U.S. Patent No. 7,765,107 (IPR2015-01820).

Further, Par and Amneal have together (and in certain instances, separately) filed for *inter partes* review of the above-identified related patents: U.S. Patent No. 8,457,988 (IPR2015-00551; IPR2015-01817); U.S. Patent No. 7,895,059 (IPR2015-00548; IPR2015-01810); U.S. Patent No. 8,589,182 (IPR2015-00545); U.S. Patent No. 7,765,106 (IPR2015-00546); and U.S. Patent No. 7,765,107 (IPR2015-00547). The Coalition for Affordable Drugs III LLC has also filed a petition for *inter partes* review of related U.S. Patent No. 7,895,059 (IPR2015-01018).

Par and Amneal have also previously filed for covered business method review of the '730 patent (CBM2014-00151) and the above-identified related patents: U.S. Patent No. 8,457,988 (CBM2014-00150); U.S. Patent No. 7,895,059 (CBM2014-00149); U.S. Patent No. 8,589,182 (CBM2014-00153); U.S. Patent

No. 7,765,106 (CBM2014-00161); and U.S. Patent No. 7,765,107 (CBM2014-00175). On January 13, 2015, the Patent Trial and Appeal Board (the "Board") denied institution of covered business method review of the '730 patent in CBM2014-00151, as well as the patents involved in CBM2014-00149, CBM2014-00150 and CBM2014-00153. *See* CBM2014-00149 at Paper 12. On February 9, 2015, the Board denied institution of covered business method review of the patents involved in CBM2014-00161 and CBM2014-00175. *See* CBM2014-00175 at Paper 14.

Further, the following pending U.S. Patent applications claim the benefit of the '730 patent: U.S. Patent Application No. 14/196,603, filed on March 4, 2014, U.S. Patent Application No. 14/219,904, filed on March 19, 2014, and U.S. Patent Application No. 14/219,941 filed on March 19, 2014.

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