

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AMNEAL PHARMACEUTICALS LLC and PAR PHARMACEUTICAL, INC.

Petitioners,

v.

JAZZ PHARMACEUTICALS, INC.

Patent Owner

Case IPR2015-01903

Patent 8,731,963

**JAZZ PHARMACEUTICALS, INC.'S OBJECTIONS TO
EVIDENCE SUBMITTED DURING THE PRELIMINARY
PROCEEDING PURSUANT TO 37 C.F.R. § 42.64(b)(1)**

Pursuant to 37 C.F.R. § 42.64(b)(1), Patent Owner Jazz Pharmaceuticals,

Inc. objects as follows to the admissibility of evidence submitted during the preliminary proceeding:

Evidence	Objections
PAR1007 at ¶¶ 21, 63, 68, 154, and any other paragraph addressing the public accessibility/availability of PAR1003-1006	<p>FRE 602: No evidence supports a finding that Dr. Valuck has personal knowledge of the public accessibility/availability of the Advisory Committee Art (PAR1003-1006).</p> <p>FRE 702: Dr. Valuck’s assertions regarding the alleged public accessibility/availability of PAR1003-1006 are improper expert testimony at least because: (1) Dr. Valuck is not qualified as an expert on the subject of public accessibility/availability; (2) Dr. Valuck’s specialized knowledge is not helpful to the trier of fact to understand or determine the public accessibility/availability of PAR1003-1006; and (3) Dr. Valuck’s testimony regarding the alleged public accessibility/availability of PAR1003-1006 is not based on sufficient facts or data and is not the product of reliable principles and methods reliably applied by Dr. Valuck.</p>
PAR1028	<p>FRE 802: The exhibit is inadmissible hearsay if it is offered to</p>

	<p>prove the truth of the matter asserted therein, including, but not limited to, any alleged public accessibility/availability of PAR1003-1006.</p> <p>FRE 901: Petitioner has not produced evidence sufficient to support a finding that the exhibit is what Petitioner claims it is.</p>
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Date: April 8, 2016

Respectfully submitted,

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Patent Owner Objections

IPR2015-01903
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