

August 29, 2016 Deposition of Richard A. Rudick
Patent 8,399,514 B2

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UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD

COALITION FOR AFFORDABLE DRUGS V LLC;
HAYMAN CREDES MASTER FUND, L.P.;
HAYMAN ORANGE FUND SPC-PORTFOLIO A;
HAYMAN CAPITAL MASTER FUND, L.P.;
HAYMAN CAPITAL MANAGEMENT, L.P.;
HAYMAN OFFSHORE MANAGEMENT, INC.;
HAYMAN INVESTMENTS, LLC;
NXN PARTNERS, LLC;
IP NAVIGATION GROUP, LLC;
J KYLE BASS; and ERICH SPANGENBERG,

Petitioners,
v.

BIOGEN MA INC.,
Patent Owner.

Case No. IPR2015-01993
Patent 8,399,514 B2

DEPOSITION of RICHARD A. RUDICK, M.D., a witness called by counsel for the Petitioner, taken pursuant to the Federal Rules of Civil Procedure before Katherine A. Tevnan, RPR, CSR No. 129093 and Notary Public in and for the Commonwealth of Massachusetts, at the Offices of Finnegan, Henderson, Farabow, Garrett & Dunner, on Monday, August 29, 2016, commencing at 10:54 a.m.

Henderson Legal Services, Inc.

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1 APPEARANCES:

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Patent 8,399,514 B2

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ALSO PRESENT: Wendy Plotkin (Biogen)

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3 RICHARD A. RUDICK, M.D.

4 By Ms. Spiegel 4

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1 P R O C E E D I N G S

2 MS. SPIEGEL: Good morning, Dr. Rudick. I
3 am with Carmichael IP law firm and I am going to be
4 asking you a series of questions today. All I ask is
5 that you answer to the best of your ability. If there
6 is anything about my question that you don't understand,
7 just let me know and I will try to rephrase it or
8 restate it to the best of my ability.

9 If you need a break, any time, that's fine.
10 This is not a marathon. The only thing I ask is if a
11 question is on the table, please complete your answer
12 before we break.

13 And, as you know, a court reporter is
14 transcribing everything we say, so it is important that
15 you give verbal answers as opposed to a nod. And that
16 neither one of us speak over each other. Is that okay?

17 THE WITNESS: Fine.

18 RICHARD A. RUDICK, M.D.

19

20 a witness called for examination by counsel for the
21 Petitioner, being first duly sworn, was examined and
22 testified as follows:

23

24 DIRECT EXAMINATION

25 BY MS. SPIEGEL:

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1 Q. Would you state your full name for the record,
2 please?

3 **A. Richard Allen Rudick.**

4 Q. Do you understand that your testimony is being
5 given under oath today?

6 **A. I do.**

7 Q. I may be referring to the patent at issue here by
8 its last three digits, the '514 patent. Would you
9 understand the abbreviation?

10 **A. Yes.**

11 Q. I might also refer to the interoffice proceeding
12 that we are involved in as an IPR. Would that be okay?

13 **A. Yes.**

14 Q. I will probably say "MS" instead of "multiple
15 sclerosis". Is that okay?

16 **A. Yes.**

17 Q. I will probably refer to Gadolinium as capital G,
18 little D, and pronounce it as Gd, would that be okay?

19 **A. Gadolinium, yes. Gd would be fine.**

20 Q. Is there any reason you can't give full and
21 truthful testimony today?

22 **A. No.**

23 Q. Are you taking any medications that would impair
24 your ability to testify today?

25 **A. No.**

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