

RECORD OF ORAL HEARING  
UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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STEADYMED LTD.,

Petitioner,

vs.

UNITED THERAPEUTICS CORPORATION,

Patent Owner.

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Case IPR2016-00006  
Patent 8,497,393 B2  
Technology Center 1600  
Oral Hearing Held: Tuesday, November 29, 2016

Before: LORA M. GREEN, JONI Y. CHANG, and  
JACQUELINE T. HARLOW (via video link) Administrative Patent Judges.

The above-entitled matter came on for hearing on Tuesday,  
November 29, 2016, at 1:00 p.m., Hearing Room B, taken at the U.S. Patent  
and Trademark Office, 600 Dulany Street, Alexandria, Virginia.

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P R O C E E D I N G S

(1:00 p.m.)

JUDGE HARLOW: Good afternoon. We will hear argument now in Case No. IPR2016-00006, SteadyMed versus United Therapeutics, concerning U.S. Patent Number 8,497,393 B2.

At this time would counsel please introduce themselves and their colleagues, beginning with Petitioner?

MR. POLLACK: Good afternoon, Your Honors. Stuart Pollack on behalf of SteadyMed Limited. I'm joined here today by my colleague Maya Choksi from my office at DLA Piper.

Also with me today is the CEO of SteadyMed, Mr. Jonathan Rigby. Jonathan, if you could stand up for a second. And also with us is David Nassif from SteadyMed. David is an attorney.

JUDGE HARLOW: Thank you. For Patent Owner?

MR. MAEBIUS: Good afternoon, Your Honors. Steve Maebius for United Therapeutics, Patent Owner. And with me I have George Quillin, also from Foley & Lardner.

And in the back here I have Shaun Snader, the Chief Patent Counsel for United Therapeutics, and Doug Carsten, co-counsel in this IPR. Bobby Delafield is co-counsel in the IPR, and also from Wilson Sonsini.

1           JUDGE HARLOW: Thank you and welcome to the  
2 Board. Before we turn to the business of today, we have a  
3 little bit of housekeeping to take care of regarding yesterday's  
4 objections to certain demonstrative exhibits that we just  
5 wanted to put on the record.

6           As discussed yesterday, we considered the parties'  
7 objections to each other's demonstratives, and ruled on the  
8 objections as follows: Patent Owner's objection to  
9 Petitioner's originally-filed demonstrative, slide number 11,  
10 was sustained because Petitioner did not identify record  
11 support for the diagram depicted on that slide.

12           Accordingly, we will expunge the originally-filed  
13 demonstratives from the record, since Petitioner has already  
14 re-filed its demonstratives excluding slide 11 which we will  
15 use in today's proceeding.

16           The parties' remaining objections are overruled as  
17 each of the disputed slides presented material that is of record  
18 and each slide clearly identified the source of that material.

19           With regard to Patent Owner's concerns as to the  
20 potential waiver of arguments, we note that any argument  
21 concerning Phares figure 18 and Patent Owner's motion to  
22 exclude has not been waived.

23           If there are no questions regarding that bit of  
24 housekeeping we can turn to today's hearing. Consistent with  
25 our prior order, each party will have 45 minutes to present its

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