

Filed on behalf of: Par Pharmaceutical, Inc.

Entered: October 31, 2016

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PAR PHARMACEUTICAL, INC., BRECKENRIDGE PHARMACEUTICAL,
INC., AND ROXANE LABORATORIES, INC.

Petitioners

v.

NOVARTIS AG

Patent Owner

Case IPR2016-00084¹
U.S. Patent No. 5,665,772

Before LORA M. GREEN, CHRISTOPHER L. CRUMBLEY, and
ROBERT A. POLLOCK, *Administrative Patent Judges*.

**PETITIONER'S NOTICE OF DEPOSITION
OF DR. HOWARD A. BURRIS, III**

¹ Breckenridge Pharmaceutical, Inc. was joined as a party to this proceeding via a Motion for Joinder in IPR2016-01023; Roxane Laboratories, Inc. was joined as a party via a Motion for Joinder in IPR2016-01102.

IPR2016-00084

U.S. Patent No. 5,665,772

Pursuant to 37 C.F.R. § 42.53(d)(1), Petitioner Par Pharmaceutical, Inc. (“Petitioner”), by and through its attorneys, will conduct cross-examination by deposition of Dr. Howard A. Burriss, III pursuant to its agreement with Patent Owner Novartis AG (“Patent Owner”). Dr. Burriss’s deposition will take place, as agreed by counsel for the parties, on November 11, 2016 at 9:00 a.m. ET, at Fitzpatrick, Cella, Harper & Scinto, 1290 Avenue of the Americas, New York, New York, 10104.

The cross-examination will be taken before a Notary Public or other officer authorized by law to administer oaths. It will be recorded stenographically and the stenographic method will include instant visual display of testimony.

Respectfully submitted,

Dated: October 31, 2016

By: /Daniel G. Brown/

Daniel G. Brown (Reg. No. 54,005)
Latham & Watkins LLP
885 Third Avenue
New York, NY 10022-4834
212.906.1200; 212.751.4864 (Fax)

Counsel for Petitioner

IPR2016-00084

U.S. Patent No. 5,665,772

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I certify that on this 31st day of October, 2016, a copy of **Petitioner's Notice of Deposition of Dr. Howard A. Burris, III** was served by electronic mail on Patent Owner's lead and backup counsel at the following email addresses:

Nicholas N. Kallas (Reg. No. 31,530)
Raymond R. Mandra (Reg. No. 34,382)
Peter J. Waibel (Reg. No. 43,228)
Christina Schwarz (*pro hac vice*)
Charlotte Jacobsen (*pro hac vice*)
Susanne L. Flanders (*pro hac vice*)
Jared L. Stringham (*pro hac vice*)
Fitzpatrick, Cella, Harper & Scinto
1290 Avenue of the Americas
New York, NY 10104-3800
ZortressAfinitorIPR@fchs.com

By: /Daniel G. Brown/

Daniel G. Brown (Reg. No. 54,005)
Latham & Watkins LLP
885 Third Avenue
New York, NY 10022-4834
212.906.1200; 212.751.4864 (Fax)

Counsel for Petitioner