

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

November 21, 2016
9:05 A.M.

DEPOSITION OF WILLIAM R. ROUSH,
Ph.D., held at the offices of Fitzpatrick, Cella,
Harper & Scinto, 1290 Avenue of the Americas, New
York, New York, before Bonnie Pruszynski, a
Registered Professional Reporter, Registered Merit
Reporter, Certified Livenote Reporter, and Notary
Public of the State of New York.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

A P P E A R A N C E S :

FITZPATRICK CELLA HARPER & SCINTO

Attorneys for Patent Owner

1290 Avenue of the Americas

New York, New York 10104

BY: JARED STRINGHAM, ESQ.

CHRISTINA SCHWARZ, ESQ.

LATHAM & WATKINS

Attorneys for Par Pharmaceuticals

555 Eleventh Street

Washington, DC 20004

BY: JONATHAN STRANG, ESQ.

BRENDA DANEK, ESQ.

MERCHANT & GOULD

Attorneys for Breckenridge Pharmaceutical, Inc.

1900 Duke Street

Alexandria, VA 22314

BY: MARY BRAM, ESQ. (telephonic appearance)

1 W. Roush

2 (Witness sworn.)

3 WILLIAM R. ROUSH, PH.D.,

4 called as a witness, having been first
5 duly sworn, was examined and testified 09:05
6 as follows:

7 EXAMINATION

8 BY MR. STRANG:

9 Q. Good morning, Mr. Roush.

10 A. Good morning. 09:05

11 Q. Traveling in okay?

12 A. So far, yeah.

13 Q. I am handing you expert declaration
14 of William R. Roush. It's already been
15 marked as Novartis Exhibit 2093. If you want 09:06
16 to take the time to take a look at that.

17 Do you recognize this document,
18 Dr. Roush?

19 A. I do.

20 Q. And do you agree this is your 09:06
21 expert declaration in this proceeding?

22 A. I believe that is the case.

23 Q. And do you agree with your opinions
24 as set forth therein?

25 A. I do. 09:06

1 W. Roush

2 Q. Will you turn to -- do you have any
3 corrections you would like to make before we
4 begin?

5 A. Nothing of any substance, no. 09:06

6 Q. Okay. If you see some typos, I'm
7 sure you will let us know. Correct?

8 A. Thank you.

9 Q. Could you turn to paragraph 47.
10 It's on page 17 of your declaration, please. 09:07

11 And do you agree this is in the
12 section labeled "Person of Ordinary Skill in
13 the Art"?

14 A. Paragraph 47 is in the Section C
15 for "Person of Ordinary Skill in the Art." 09:07

16 Q. In paragraph 47, do you agree that
17 you testified that a person of ordinary skill
18 in the art would have a Ph.D. in medicinal or
19 organic chemistry, or a bachelor's or
20 master's with practical experience in the 09:07
21 field? Is that correct?

22 A. That is what I have written here.

23 Q. Do you consider yourself a
24 medicinal chemist?

25 A. I do. 09:07

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.