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MARK J. RATAIN, M.D.
UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD

PAR PHARMACEUTICAL, INC.,)
BRECKENRIDGE)
PHARMACEUTICAL, INC., and)
ROXANE LABORATORIES, INC.,)
)
Petitioners,)
)
vs.) Case IPR2016-00084
) U.S. Patent No.
NOVARTIS AG,) 5,665,772
)
Patent Owner.)

DEPOSITION OF MARK J. RATAIN, M.D.
Chicago, Illinois
Friday, December 16, 2016

REVISED

Reported by:
JANET L. ROBBINS, CSR, RPR
JOB NO. 116752

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MARK J. RATAIN, M.D.

December 16, 2016

9:31 a.m.

Deposition of MARK J. RATAIN, M.D., at
330 North Wabash Avenue, Suite 2800, Chicago,
Illinois, pursuant to notice, before JANET L.
ROBBINS, Illinois Certified Shorthand Reporter,
Registered Professional Reporter.

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MARK J. RATAIN, M.D.

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

LATHAM & WATKINS

BY: JONATHAN STRANG, ESQ.

555 Eleventh Street, NW

Washington, DC 20004

appeared on behalf of Par
Pharmaceutical, Inc.;

FITZPATRICK, CELLA, HARPER & SCINTO

BY: CHARLOTTE JACOBSEN, ESQ.

SUSANNE L. FLANDERS, ESQ.

1290 Avenue of the Americas

New York, New York 10104

appeared on behalf of Novartis AG

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MARK J. RATAIN, M.D.
I N D E X

WITNESS:
MARK J. RATAIN, M.D.

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EXAM BY MS. JACOBSEN		5
EXAM BY MR. STRANG		217

E X H I B I T S

IPR	DESCRIPTION	PG	LN
Exhibit 2220	Dose-Escalating Study of Capecitabine Plus Gemcitabine Combination Therapy in Patients with Advanced Cancer by R. Schilsky, et al.	37	3
Exhibit 2221	Phase II Oncology Trials: Let's Be Positive by Mark J. Ratain	95	11

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MARK J. RATAIN, M.D.

(Witness sworn.)

MARK J. RATAIN, M.D.,

called as a witness herein, having been first
duly sworn, was examined and testified as
follows:

EXAMINATION

BY MS. JACOBSEN:

Q. Good morning, Dr. Ratain. 09:31

A. Good morning. 09:31

Q. Now, I know you've been deposed 09:31
before, and so there's not a great deal of need 09:31
to go over the ground rules. 09:31

But just so that we have a clean 09:31
record as before, I ask that you wait until I 09:31
finish my question before you answer, and I 09:31
will try to do the same with respect to your 09:31
answers. 09:31

Is that okay? 09:31

A. Yes. 09:31

Q. And if you don't understand any of 09:31
my questions, please ask me to rephrase them or 09:31
to clarify the terms that you don't understand. 09:31

Can you do that? 09:32

A. I assume you mean if I don't 09:32

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