

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ARGENTUM PHARMACEUTICALS LLC
Petitioner

v.

RESEARCH CORPORATION TECHNOLOGIES, INC.
Patent Owner

Patent No. RE38,551

Issue Date: Jul. 6, 2004

Title: ANTICONVULSANT ENANTIOMERIC AMINO ACID DERIVATIVES

Case No. IPR2016-00204

PETITIONER'S UPDATED MANDATORY NOTICES

37 C.F.R. § 42.8

Petitioner hereby updates its mandatory notices pursuant to 37 C.F.R. § 42.8(b) as follows:

Real Parties-In-Interest – 37 C.F.R. § 42.8(b)(1)

1. After the Petition in this proceeding was filed, and within 21 days of today's notice, Argentum Pharmaceuticals LLC entered into a collaboration agreement with KVK-TECH, Inc. ("KVK") for the purpose of jointly commercializing generic pharmaceutical products. At this time, KVK is not a real party-in-interest with respect to this proceeding (a "highly fact-dependent question," *Trial Practice Guide* at 48759) but may in the future, at which time Petitioner will affirmatively name KVK as such party in an updated notice. Nevertheless, Petitioner wishes to bring this development to the Board's attention in the interest of full disclosure. *See* Press Release, Feb. 1, 2016, at <http://www.prnewswire.com/news-releases/kvk-tech-and-argentum-pharmaceuticals-announce-partnership-to-commercialize-pharmaceutical-products-made-in-the-usa-300213451.html>.

2. After the Petition in this proceeding was filed, and within 21 days of today's notice, APS GP Investors LLC became a real party-in-interest with respect to this proceeding.

Certification – 37 C.F.R. § 42.104(a)

Petitioner certifies that none of the above-named entities were served with a complaint alleging infringement of the captioned patent more than 1 year prior to this notice and are not otherwise barred or estopped from requesting an *inter partes* review challenging the patent claims on the grounds identified in the Petition.

Dated: February 10, 2016,

By: /Matthew J. Dowd/
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Petitioner's Updated Mandatory Notices was served via email at the following addresses:

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