

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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NEPTUNE GENERICS, LLC,  
APOTEX INC., APOTEX CORP.,  
TEVA PHARMACEUTICALS USA, INC.,  
and FRESENIUS KABI USA, LLC,

PETITIONERS,

V.

ELI LILLY & COMPANY,  
PATENT OWNER.

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Case IPR2016-00237<sup>1</sup>  
Patent 7,772,209

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**PETITIONER'S UPDATED MANDATORY NOTICE  
PURSUANT TO 37 C.F.R. § 42.8**

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<sup>1</sup> Cases IPR2016-01190 and IPR2016-01341 have been joined with the instant proceeding.

Neptune Generics, LLC, the Petitioner, respectfully submits this Updated Mandatory Notice pursuant to 37 C.F.R. § 42.8(b)(1) to update real parties-in-interest.

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

Pursuant to 37 C.F.R. § 42.8(b)(1), Petitioner certifies the following information: Neptune Generics, LLC, Niagara FundingCo, LLC, GKC Partners II, LP, GKC General Partner II, LLC, Burford Capital Investment Management LLC, Justitia Ireland Investments DAC, Burford Capital Holdings (UK) Limited and Burford Capital Limited are the real parties in interest (collectively, “RPI”).

Neptune Generics, LLC, a New York limited liability company, is 100% owned by Niagara FundingCo, LLC, a New York limited liability company, which itself is 100% owned by GKC Partners II, LP, a Delaware limited partnership. GKC General Partner II, LLC, a Delaware limited liability company, is the general partner of, and Burford Capital Investment Management LLC, a Delaware limited liability company, is the investment manager to, GKC Partners II, LP. GKC General Partner II, LLC is 100% owned by Justitia Ireland Investments DAC, a Designated Activity Company organized and existing under the laws of Ireland, which is 100% owned by Burford Capital Holdings (UK) Limited, a company incorporated under the laws of England and Wales. Burford Capital Holdings (UK) Limited is 100% owned by Burford Capital Limited, a company incorporated

under the laws of Guernsey. No other person (including any investor, limited partner, or member or any other person in any of Neptune Generics, LLC, Niagara FundingCo, LLC, GKC Partners II, LP, GKC General Partner II, LLC, Burford Capital Investment Management LLC, Justitia Ireland Investments DAC, Burford Capital Holdings (UK) Limited or Burford Capital Limited) has authority to direct or control (i) the timing of, filing of, content of, or any decisions or other activities relating to this Petition or (ii) any timing, future filings, content of, or any decisions or other activities relating to the future proceedings related to this Petition. All of the costs associated with this Petition are to be borne by Neptune Generics, LLC, Niagara FundingCo, LLC, GKC Partners II, LP, GKC General Partner II, LLC, Burford Capital Investment Management LLC, Justitia Ireland Investments DAC, Burford Capital Holdings (UK) Limited and Burford Capital Limited.

January 12, 2017

Respectfully Submitted,

/Sarah E. Spires/

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## CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I certify that I caused to be served on the counsel for Patent Owner a true and correct copy of the foregoing Petitioner's Updated Mandatory Notice Pursuant to 37 C.F.R. § 42.8, by electronic means on January 12, 2017 at the following addresses of record:

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