

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

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

PETITIONERS,

V.

ELI LILLY & COMPANY,
PATENT OWNER.

Case IPR2016-00240¹
Patent 7,772,209

**PETITIONER'S NOTICE OF DEPOSITION OF
BRUCE A. CHABNER, M.D. PURSUANT TO 37 C.F.R. § 42.53(d)(4)**

¹ Cases IPR2016-01191 and IPR2016-01343 have been joined with the instant proceeding.

In accordance with 37 C.F.R. § 42.53(d)(4), Petitioner, through its attorneys, will take the cross-examination of **Bruce A. Chabner, M.D.** As agreed by the parties, the deposition will commence on Wednesday, November 16, 2016 at 8:00 AM (local time) at the offices of FOLEY HOAG LLP, Seaport West, 155 Seaport Blvd, Boston, MA 02210-2600.

The deposition will be taken by oral examination, with written and audiovisual record made thereof, before a Notary Public or officer duly authorized by law to administer oaths and take testimony.

November 4, 2016

Respectfully Submitted,

/Sarah E. Spires/

Sarah E. Spires (Reg. No. 61,501)

SKIERMONT DERBY LLP

2200 Ross Ave., Ste. 4800W

Dallas, Texas 75201

P: 214-978-6600/F: 214-978-6601

Lead Counsel for Petitioner

Dr. Parvathi Kota (Reg. No. 65,122)

Paul J. Skiermont (*pro hac vice*
requested)

SKIERMONT DERBY LLP

2200 Ross Ave., Ste. 4800W

Dallas, Texas 75201

P: 214-978-6600/F: 214-978-6621

Mieke K. Malmberg (*pro hac vice*
requested)

SKIERMONT DERBY LLP

800 Wilshire Boulevard

Los Angeles, CA 90017

P: 213-788-4500/F: 213-788-4545

Back-Up Counsel for Petitioner

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 Notice of Deposition of Bruce A. Chabner, M.D. Pursuant to 37 C.F.R. § 42.53(d)(4), by electronic means on November 4, 2016 at the following addresses of record:

Dov P. Grossman (Reg. No. 72,525)
WILLIAMS & CONNOLLY LLP
725 Twelfth St. NW
Washington, DC 20005
Direct Phone: 202-434-5812
Facsimile: 202-434-5029
dgrossman@wc.com
Lead Counsel for Patent Owner

David M. Krinsky (Reg. No. 72,339)
WILLIAMS & CONNOLLY LLP
725 Twelfth St. NW
Washington, DC 20005
Direct Phone: 202-434-5338
Facsimile: 202-480-8302
dkrinsky@wc.com
Back-Up Counsel for Patent Owner

Adam L. Perlman (*pro hac vice*)
WILLIAMS & CONNOLLY LLP
725 Twelfth St. NW
Washington, DC 20005
Direct Phone: 202-434-5244
Facsimile: 202-434-5029
aperlman@wc.com
Back-Up Counsel for Patent Owner

James P. Leeds (Reg. No. 35,241)
ELI LILLY AND COMPANY
Lilly Corporate Center
Indianapolis, IN 46285
Direct Phone: 317-276-1667
Facsimile: 317-277-6534
leeds_james@lilly.com
Back-Up Counsel for Patent Owner

John C. Demeter (Reg. No. 30,167)
ELI LILLY AND COMPANY
Lilly Corporate Center
Indianapolis, IN 46285
Direct Phone: 317-276-3785
Facsimile: 317-276-3861
Demeter_john_c@lilly.com
Back-Up Counsel for Patent Owner

John D. Polivick (Reg. No. 57,926)
RAKOCZY MOLINO
MAZZOCHI SIWIK LLP
6 West Hubbard Street, Suite 500
Chicago, Illinois 60654
Tel: 312-527-2157
Fax: 312-527-4205
jpolivick@rmmslegal.com
Lead Counsel for Petitioner Apotex

Deanne M. Mazzochi (Reg. No. 50,158)
**RAKOCZY MOLINO
MAZZOCHI SIWIK LLP**
6 West Hubbard Street, Suite 500
Chicago, Illinois 60654
Tel: 312-527-2157
Fax: 312-527-4205
dmazzochi@rmmslegal.com
Back-Up Counsel for Petitioner Apotex

Patrick C. Kilgore (Reg. No. 69,131)
**RAKOCZY MOLINO
MAZZOCHI SIWIK LLP**
6 West Hubbard Street, Suite 500
Chicago, Illinois 60654
Tel: 312-527-2157
Fax: 312-527-4205
pkilgore@rmmslegal.com
Back-Up Counsel for Petitioner Apotex

Gary J. Speier (Reg. No. 45,458)
**CARLSON, CASPERS, VANDENBURGH,
LINDQUIST AND SCHUMAN**
225 South Sixth Street, Suite 4200
Minneapolis, MN 55402
Tel: 612-436-9600
Fax: 612-436-9605
gspeier@carlsoncaspers.com
Lead Counsel for Petitioner Teva

Mark D. Schuman (Reg. No. 31,197)
**CARLSON, CASPERS, VANDENBURGH,
LINDQUIST AND SCHUMAN**
225 South Sixth Street, Suite 4200
Minneapolis, MN 55402
Tel: 612-436-9600
Fax: 612-436-9605
mschuman@carlsoncaspers.com
Back-Up Counsel for Petitioner Teva

Cynthia Lambert Hardman
(Reg. No. 45,458)
GOODWIN PROCTER LLP
The New York Times Building
620 Eighth Avenue
New York, New York 10018-1405
Tel: 212-813-8800
Fax: 212-355-3333
chardman@goodwinprocter.com
Back-Up Counsel for Petitioner Teva

Dated: November 4, 2016

Respectfully Submitted,

/Sarah E. Spires/
Sarah E. Spires (Reg. No. 61,501)

Lead Counsel for Petitioner