

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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AMERIGEN PHARMACEUTICALS LIMITED and  
ARGENTUM PHARMACEUTICALS LLC,  
Petitioner,

v.

JANSSEN ONCOLOGY, INC.,  
Patent Owner.

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Case IPR2016-00286<sup>1</sup>  
Patent 8,822,438 B2

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ORDER  
Conduct of the Proceeding  
*37 C.F.R. § 42.5*

Before LORA M. GREEN, RAMA G. ELLURU, and  
KRISTINA M. KALAN, *Administrative Patent Judges*.

KALAN, *Administrative Patent Judge*.

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<sup>1</sup> Case IPR2016-01317 has been joined with this proceeding.

IPR2016-00286  
Patent 8,822,438 B2

Patent Owner contacted the Board on November 15, 2016, to request a conference call to request “authorization to correct a clerical error and file Exhibits 2033, 2034, and 2035, which were inadvertently omitted from Patent Owner’s October 4, 2016 filing.” Patent Owner indicated that Petitioner would oppose Patent Owner’s request. In lieu of a conference call, the Board will authorize limited briefing on the issue, as follows. Patent Owner may file a Motion to File Exhibits, limited to three pages in length, to be filed no later than three business days after the date of this Order. Petitioner may file an opposition to Patent Owner’s Motion, also limited to three pages in length, to be filed no later than three business days after the date Patent Owner’s Motion is filed. No reply is authorized at this time in the proceeding.

In consideration of the foregoing, it is hereby:

ORDERED that Patent Owner may file a Motion to File Exhibits, limited to three pages in length, to be filed no later than three business days after the date of this Order; and

FURTHER ORDERED that Petitioner may file an opposition to Patent Owner’s Motion, also limited to three pages in length, to be filed no later than three business days after the date Patent Owner’s Motion is filed.

IPR2016-00286  
Patent 8,822,438 B2

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