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Sent: Monday, October 10, 2016 4:11 PM
To: Lydigsen, Laura; Sarah E. Spires
Cc: Grossman, Dov; Perlman, Adam; Gabric, Ralph; James, Joshua; Richardson, Bryan T.; 237Neptune; 240Neptune
Subject: Depositions in IPR2016-00237, IPR2016-00240, IPR2016-00318

Counsel,

Neptune and Sandoz have each requested the depositions of Dr. Bruce Chabner and Dr. Steven Zeisel. As previously agreed, we will make each of them available for one single-day deposition in IPR2016-00237 and -00240, and for a second single-day deposition in IPR2016-00318. Given that Dr. Chabner and Dr. Zeisel both have very limited availability over the coming weeks, and given each Petitioner's attendance at the other's prior depositions, I thought it would be most efficient to offer dates to both Petitioners simultaneously:

- Dr. Chabner is available for deposition on November 10 and November 16. Both dates would be in Boston, MA.
- Dr. Zeisel is available for deposition on November 22 and November 30. The deposition on November 22 will be in the Charlotte/Kannapolis, NC area. We are still working to confirm where Dr. Zeisel will be available on November 30, but it will be in one of Charlotte/Kannapolis, Raleigh/Durham/Chapel Hill, NC, or Washington, DC.

Please let me know if these dates are acceptable, as well as which Petitioner will be taking which dates.

Both Neptune and Sandoz have also requested the deposition of Dr. Clet Niyikiza. However, as Dr. Niyikiza did not submit affidavit testimony prepared for the proceeding in any of these IPRs, his cross examination is not routine discovery and we do not intend to make him available for deposition.

Best,

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