

Paper No. _____
Date Filed: March 9, 2016

Filed on behalf of: Aventis Pharma S.A.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN LABORATORIES LIMITED

Petitioner,

v.

AVENTIS PHARMA S.A.

Patent Owner.

Case IPR2016-00627
U.S. Patent No. 5,847,170

AVENTIS PHARMA S.A.
MANDATORY NOTICES – 37 C.F.R. § 42.8

Pursuant to 37 C.F.R. § 42.8, Aventis Pharma S.A. (the “Patent Owner”), as indicated by the assignment recorded at Reel/Frame 007959 / 0343, 011641 / 0962, and 011566 / 0692 submits the following Mandatory Notices.

Real Party-In-Interest (37 C.F.R. § 42.8 (b)(1)):

Pursuant to the requirements of 37 C.F.R. § 42.8(a)(2), the real party-in-interest is Aventis Pharma S.A. (the “Patent Owner”). Sanofi, the ultimate parent company of Aventis Pharma S.A., and Sanofi-Aventis U.S. LLC, an affiliate of Aventis Pharma S.A. are also real parties-in-interest.

Related Matters (37 C.F.R. § 42.8 (b)(2)):

On January 14, 2015, Patent Owner, along with Sanofi-Aventis U.S. LLC and Sanofi (collectively “Sanofi”) filed a complaint averring that Petitioner’s Abbreviated New Drug Application (“ANDA”) No. 207381 concerning a proposed drug product, cabazitaxel injection [60 mg/1.5 mL] [40 mg/mL] infringes U.S. Patent No. 5,847,170 (“the ’170 patent”) under 35 U.S.C. § 271(e)(2). That lawsuit is pending in the United States District Court for the District of New Jersey and is captioned: *Sanofi-Aventis U.S. LLC et al. v. Mylan Laboratories Limited*, Civil Action No. 15-0290 (MAS)(LHG). Sanofi also filed additional complaints alleging infringement of the ’170 patent that are all pending in the United States District Court for the District of New Jersey and are captioned: *Sanofi-Aventis U.S. LLC et al. v. Fresenius Kabi USA, LLC*, C. A. Nos. 14-7869, 14-8082

(MAS)(LHG); *Sanofi-Aventis U.S. LLC et al. v. Accord Healthcare, Inc.*, C. A. No. 14-8079 (MAS)(LHG); *Sanofi-Aventis U.S. LLC et al. v. BPI Labs, LLC et al.*, C. A. No. 14-8081 (MAS)(LHG); *Sanofi-Aventis U.S. LLC et al. v. Apotex Corp. et al.*, C. A. No. 15-0287 (MAS)(LHG); *Sanofi-Aventis U.S. LLC et al. v. Breckenridge Pharmaceutical, Inc.*, C. A. No. 15-0289 (MAS)(LHG); and *Sanofi-Aventis U.S. LLC et al. v. Actavis LLC et al.*, C. A. No. 15-0776 (MAS)(LHG).

Also, the following patent applications claim the benefit of the priority of the filing date of the subject patent: U.S. Patent Application Nos. 09/066,929 (now U.S. Patent No. 6,331,635), 09/752,779 (now U.S. Patent No. 6,372,780), and 09/985,956 (now U.S. Patent No. 6,387,946).

Designation of Lead and Back-Up Counsel (37 C.F.R. § 42.8(b)(3)):

Lead counsel is Dominick A. Conde (Reg. No. 33,856). William E. Solander and Jason A. Leonard are designated as back-up counsel requiring *pro hac vice* admission to appear in this proceeding.

A power of attorney from Aventis Pharma S.A. is being submitted with this Notice.

Service Information (37 C.F.R. § 42.8(b)(4)):

Aventis Pharma S.A. may be served by postal mailing, hand-delivery, telephone or facsimile as follows:

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Aventis Pharma S.A. may be served electronically using the following e-mail addresses:

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Any questions concerning this paper may be directed to lead counsel listed below.

March 9, 2016

Respectfully submitted,

/Dominick A. Conde/

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