

Notice of Stipulation to Modify Due Dates 2 and 4

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN PHARMACEUTICALS, INC., and
MERCK SHARP & DOHME CORP.,
Petitioners,

v.

GENENTECH, INC. AND CITY OF HOPE
Patent Owners.

Case IPR2016-00710¹
Patent 6,331,415

NOTICE OF STIPULATION TO MODIFY DUE DATES 2 AND 4

¹ Case IPR2017-00047 has been joined with this proceeding.

Genentech, Inc., City of Hope, Mylan Pharmaceuticals, Inc., and Merck Sharp and Dohme Corp., by and through their respective counsel of record, have stipulated as follows:

1. On September 8, 2016, the Patent Trial and Appeal Board issued a Scheduling Order (Paper No. 14) in the *Inter Partes* Review Trial No. IPR2016-00710, setting forth due dates “for the parties to take action after institution of the proceeding.” Paper No. 14 at 2.

2. The Scheduling Order further states that the “parties may stipulate to different dates for DUE DATES 1 through 5 (earlier or later, but no later than DUE DATE 6).” Paper No. 14 at 2.

3. On November 11, 2016, Genentech, Inc., City of Hope, and Mylan Pharmaceuticals, Inc.,² stipulated to modify DUE DATES 1 and 2 as follows:

DUE DATE 1: From December 8, 2016 to December 22, 2016

DUE DATE 2: From March 8, 2017 to March 22, 2017

4. On March 16, 2017, the above-identified parties stipulated to modify, stipulated to modify DUE DATES 2 and 4 as follows:

DUE DATE 2: From March 22, 2017 to April 5, 2017

DUE DATE 4: From May 1, 2017 to May 8, 2017

² As of November 11, 2016, petitioner Merck Sharp and Dohme, Corp., had not yet been joined with this proceeding.

5. The above-identified parties have stipulated to modify DUE DATES 2 AND 4 as follows:

DUE DATE 2: From April 5, 2017 to April 7, 2017

DUE DATE 4: From May 8, 2017 to May 10, 2017

6. The new schedule, including the newly stipulated DUE DATES 2 and 4, is as follows:

<u>DUE DATE NUMBER</u>	<u>DUE DATE</u>
DUE DATE 2	April 7, 2017
DUE DATE 3	April 10, 2017
DUE DATE 4	May 10, 2017
DUE DATE 5	May 15, 2017
DUE DATE 6	May 22, 2017
DUE DATE 7	June 1, 2017

Respectfully submitted,

DATED: April 3, 2017

/Matthew A. Traupman (Reg. No. 50,832)/

Matthew A. Traupman

Reg. No. 50,832

matthewtraupman@quinnemanuel.com

QUINN EMANUEL URQUHART

& SULLIVAN LLP

51 Madison Avenue, 22nd Floor

New York, NY 10010

Tel: (212) 849-7000

Fax: (212) 849-7100

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I hereby certify that on April 3, 2017, the foregoing document is being served by E-mail by agreement of the parties to the following counsel of record:

David L. Cavanaugh
David.Cavanaugh@wilmerhale.com

David I. Gindler
dgindler@irell.com

Robert J. Gunther, Jr.
Robert.Gunther@wilmerhale.com

Michael R. Fleming
mfleming@irell.com

Heather M. Petruzzi
Heather.Petruzzi@wilmerhale.com

Deanne M. Mazzochi
dmazzochi@rmslegal.com

Owen K. Allen
Owen.Allen@wilmerhale.com

Paul J. Molino
Paul@rmmslegal.com

Adam R. Brausa
abrausa@durietangri.com

William A. Rakoczy
wrakoczy@rmmslegal.com

Daralyn J. Durie
ddurie@durietangri.com

Eric R. Hunt
ehunt@rmmslegal.com

Joseph M. Lipner
jlipner@irell.com

David F. McGowan
dmcgowan@durietangi.com

/Matthew A. Traupman (Reg. No. 50,832)/

Matthew A. Traupman

Reg. No. 50,832

matthewtraupman@quinnemanuel.com

QUINN EMANUEL URQUHART

& SULLIVAN LLP

51 Madison Avenue, 22nd Floor

New York, NY 10010

Tel: (212) 849-7000

Fax: (212) 849-7100