	Paper No
	Filed: March 15, 2016
UNITED STATES PATENT AND TRADES	MARK OFFICE
BEFORE THE PATENT TRIAL AND AP	PEAL BOARD

TEVA PHARMACEUTICALS USA, INC., Petitioner

V.

MONOSOL RX, LLC, Patent Owner

Case IPR2016-00281

Patent 8,603,514 B2

PATENT OWNER'S PRELIMINARY RESPONSE
PURSUANT TO 35 U.S.C. § 313 & 37 C.F.R. § 42.107



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	A.	"dried without loss of substantial uniformity" (Claims 1 and 62)10	
V.	PETITIONER HAS NOT SHOWN A REASONABLE LIKELIHOOD THAT THE CHALLENGED CLAIMS OF THE '514 PATENT ARE UNPATENTABLE		
	A.	Petitioner has not proffered any prior art reference disclosing the 10% DCU limitation of claims 1 and 62, from which all other challenged claims depend.	
	B.	Petitioner's conclusory reliance on "routine experimentation" does no render the 10% uniformity limitation obvious	
	C.	Petitioner has not proffered any evidence that the 5% DCU limitation of claims 9 and 65 is obvious over the prior art	
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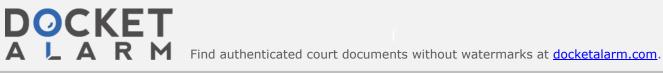


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EXHIBIT LIST

<u>EXHBIT</u>	<u>DESCRIPTION</u>
*2001	FedEx shipping labels for tracking numbers 7751 1902 8582; 7751 1902 8983; and 7751 1902 9203 and FedEx on-line tracking histories for tracking numbers 7751 1902 8582; 77511902 8983; and 7751 1902 9203.
*2002	January 8, 2016 emails with PTAB at Trials@uspto.gov.
*2003	Email chain regarding Petitioner's problems.
*2004	Summons in Reckitt Benckiser Pharmaceuticals Inc., RB Pharmaceuticals Limited, et al v. Teva Pharmaceuticals USA, Inc., Civil Action 14-1451 (D. Del.).
*2005	Complaint (without exhibits) in <i>Reckitt Benckiser Pharmaceuticals Inc., RB Pharmaceuticals Limited, et al</i> v. <i>Teva Pharmaceuticals USA, Inc.</i> , Civil Action 14-1451 (D. Del.).
*2006	Declaration of Daniel Doran
*2007	Declaration of Michael I. Chakansky
*2008	USPTO Patent Review Processing System (PRPS) web page at http://www.uspto.gov/patents-application-process/appealing-patent-decisions/trials/patent-review-processing-system-prps-0 (downloaded on March 7, 2016).
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2010	H. Kathpalia and A. Gupte, An Introduction to Fast Dissolving Oral Thin Film Drug Delivery Systems: A Review, Drug Delivery & Formulation 10, pp. 667-84 (2013).
2011	J. O. Morales and J. T. McConville, Manufacture and Characterization of Mucoadhesive Buccal Films, European Journal of Pharmaceutics and



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