

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

DR. REDDY'S LABORATORIES, LTD. AND DR. REDDY'S  
LABORATORIES, INC.,  
Petitioners

v.

MONOSOL RX, LLC,  
Patent Owner

---

**Case: IPR2016-01111**

**Patent 8,603,514**

---

**PATENT OWNER MONOSOL RX, LLC'S  
MOTION FOR ADDITIONAL DISCOVERY<sup>1</sup>**

---

<sup>1</sup> Corresponding motions are being filed in IPR2016-01112 and IPR2016-01113.

**TABLE OF CONTENTS**

I. INTRODUCTION .....1

II. FACTUAL BACKGROUND.....3

III. REASONS FOR ORDERING ADDITIONAL DISCOVERY .....6

    A. First *Garmin* Factor: It is highly likely that the requested additional discovery will uncover relevant and useful information.....10

    B. Second *Garmin* Factor: The requested discovery does not seek Teva’s or Petitioner’s litigation positions. ....13

    C. Third *Garmin* Factor: Patent Owner can only obtain the requested discovery through Petitioner. ....13

    D. Fourth *Garmin* Factor: The instructions are easily understandable....14

    E. Fifth *Garmin* Factor: The requests are narrowly tailored and not burdensome. ....15

IV. CONCLUSION.....15

**TABLE OF AUTHORITIES**

	<b>Page(s)</b>
<b>Cases</b>	
<i>Aruze Gaming Macau, Ltd. v. MGT Gaming, Inc.</i> , IPR2014-01288, Paper 13 ( <i>Aruze</i> ).....	8, 11
<i>Garmin Int’l, Inc. v. Cuozzo Speed Techs. LLC</i> , IPR2012-00001, Paper 26.....	10
<i>Greenway Ctr. Inc. v. Essex Ins. Co.</i> , 475 F.3d 139 (3d Cir. 2007) .....	8
<i>Johnson Health Tech Co. v. Icon Health &amp; Fitness, Inc.</i> , IPR2014-01242, 2015 WL 996358 (Feb. 11, 2015).....	3, 6
<i>Litchfield v. Crane</i> , 123 U.S. 549 (1887).....	8
<i>Murphy v. Jefferson Pilot Commc’ns Co.</i> , 657 F. Supp. 2d 683 (D.S.C. 2008) .....	8
<i>Reckitt Benckiser Pharmaceuticals Inc. et al. v. Teva Pharmaceuticals USA, Inc.</i> , Civil Case No. 1:14-01451 (D. Del. filed December 2, 2014).....	3
<i>Strauser v. Westfield Ins. Co.</i> , 827 N.E.2d 1181 (Ind. Ct. App. 2005) .....	9
<i>Synopsys, Inc. v. Mentor Graphics Corp.</i> , 814 F.3d 1309 (Fed. Cir. 2016) .....	12, 13
<i>Synopsys, Inc. v. Mentor Graphics Corp.</i> , IPR2012-00042, Paper 60 (Feb. 19, 2014).....	12
<i>Taylor v. Sturgell</i> , 553 U.S. 880 (2008).....	2, 8
<i>VMware, Inc. v. Good Tech. Software, Inc.</i> , IPR2015-00027, Paper 11 (Mar. 6, 2015) .....	12

**Statutes**

35 U.S.C. § 315(b) .....*passim*

**Other Authorities**

37 C.F.R. § 42.51(b) (2).....1

37 C.F.R. § 42.101(b) .....6

77 Fed. Reg. 48,756, 48,759 (Aug. 14, 2012) .....2

77 Fed. Reg. at 48,759 .....7

H.R. Rep. No. 112-98 (2011).....7, 8

Restatement (Second) of Judgments § 43 (1982) .....8

**PATENT OWNER'S EXHIBIT LIST**

<b><u>EXHIBIT</u></b>	<b><u>DESCRIPTION</u></b>
2001	Transcript of Conference Call of August 1, 2015
2002	Redline comparison of Teva petition in IPR2016-00281 and Dr. Reddy's petition in IPR2016-01111
2003	Redline comparison of Dr. Panyam declaration in Teva IPR2016-00281 and Dr. Celik declaration in Dr. Reddy's IPR2016-01111
2004	"Dr. Reddy's to acquire product portfolio from TEVA for US Market," Press Release, June 11, 2016
2005	Email from Dr. Reddy's counsel summarizing meet and confer teleconference conducted July 6, 2016
2006	Teva/Allergan Divestiture Products Table
2007	FTC Complaint with list of products
2008	"Teva Pharm finalizing asset sales to clear Allergan deal: source," Reuters, May 5, 2016

# Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

## Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

## Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

## Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

## API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

## LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

## FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

## E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.