

1 UNITED STATES PATENT TRIAL AND APPEAL BOARD

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4 ARGENTUM PHARMACEUTICALS, LLC, :

5 et al., : IPR2016-00204

6 Appellants, : IPR2016-01101

7 v. : IPR2016-01242

8 RESEARCH CORPORATION : IPR2016-01245

9 TECHNOLOGIES, INC., : IPR2016-01248

10 Respondent. :

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13 The telephonic conference in the

14 above-entitled matter convened at 11:03 a.m. on

15 Tuesday, August 9, 2016, and the proceedings

16 being taken down by stenotype and transcribed by

17 Catherine B. Crump, a Notary Public in and for the

18 District of Columbia.

19 BEFORE:

20 HON. JACQUELINE WRIGHT BONILLA

21 HON. FRANCISCO C. PRATS

22 Patent Trial and Appeal Board Judges

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1 P R O C E E D I N G S

2 JUDGE BONILLA: I understand -- Mr. Fedowitz,  
3 are you speaking on behalf of all three of the other  
4 petitioners today or will there be people speaking on  
5 -- different counsel on different parties' behalf?

6 MR. FEDOWITZ: With regard to the joinder  
7 petitioners, yes. There are common issues amongst  
8 us. If there's something that's specific to a  
9 specific petitioner, they can address it, but the  
10 substance of the discussion today will be based on  
11 the joint joinder of petitioners.

12 JUDGE BONILLA: And counsel for the other  
13 parties, are you in agreement with Mr. Fedowitz  
14 speaking on your behalf right now?

15 MR. MILLS: This is Jad Mills for Mylan.  
16 That's correct with regard to the joinder.

17 MR. SPEIER: This is Gary Speier for Alembic.  
18 Yes.

19 JUDGE BONILLA: Okay. Great.

20 All right. Mr. Fedowitz, you initiated the  
21 call. So why don't you go ahead and get us started.

22 MR. FEDOWITZ: Sure, Your Honor.

1           The petitioners arranged for this call today  
2 because we are seeking guidance on the status of our  
3 joinder petition. Given that Patent Owner did not  
4 oppose the motions for joinder within the one-month  
5 time period set forth at 37 C.F.R. 42.25, we were  
6 wondering how we should respond given that these are  
7 all me-too petitions and whether this will impact  
8 timing of the decision on joinder.

9           JUDGE BONILLA: Okay. Is it correct, Patent  
10 Owner, that you don't oppose the joinder motion?

11           MS. REISTER: No, Your Honor. That's not  
12 correct.

13           In the initial conference we had in the 204  
14 petition, we specifically raised this issue and were  
15 advised that we could certainly put into our patent  
16 owner preliminary response our oppositions to the  
17 joinder, and that is our intention, to do that.

18           MR. FEDOWITZ: Your Honor, this is Matthew  
19 Fedowitz again.

20           I think what Ms. Reister is talking about, it  
21 would be an ex parte communication with the board.  
22 That was never communicated to any of the joinder

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