

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN PHARMACEUTICALS INC.,
Petitioner,

v.

RESEARCH CORPORATION TECHNOLOGIES, INC.,
Patent Owner.

Case No. IPR2016-01248
Patent No. RE38,551

**PATENT OWNER RESEARCH CORPORATION TECHNOLOGIES,
INC.'S MANDATORY NOTICES UNDER 37 C.F.R. § 42.8**

Pursuant to 37 C.F.R. § 42.8, Patent Owner Research Corporation Technologies, Inc. submits the following Mandatory Notices. In accordance with 37 C.F.R. 42.8(a)(2), these Mandatory Notices are being timely filed within 21 days of service of the petition.

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

The real parties-in-interest are Research Corporation Technologies, Inc.; Harris FRC Corporation; UCB, Inc.; UCB Biopharma SPRL; and UCB Pharma GmbH.

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

The Patent Trial and Appeal Board denied an earlier filed Petition for *Inter Partes* Review of RE38,551, IPR2014-01126. A second Petition for *Inter Partes* Review of RE38,551, IPR2016-00204, was filed on November 23, 2015, and was instituted on May 23, 2016. Three further Petitions for *Inter Partes* Review of RE38,551 have been filed: IPR2016-01101, May 25, 2016; IPR2016-01242, June 21, 2016; and IPR2016-01245, June 22, 2016. A request for *ex parte* reexamination of RE38,551 (Control No. 90/013,709) was filed on March 25, 2016, and granted on June 16, 2016.

Patent Owner further identifies the following related judicial proceedings involving RE38,551:

| Case Caption | Disposition |
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| <i>UCB, Inc. et al. v. Teva Pharmaceuticals USA Inc. et al.</i> , 1:13-cv-01148-LPS (D. Del.) | closed |
| <i>UCB, Inc. et al. v. Accord Healthcare Inc. et al.</i> , 1:13-cv-01206-LPS (D. Del.) | pending |
| <i>UCB, Inc. et al. v. Alembic Pharmaceuticals Ltd.</i> , 1:13-cv-01207-LPS (D. Del.) | pending, consolidated with 1:13-cv-01206-LPS (D. Del.) |
| <i>UCB, Inc. et al. v. Amneal Pharmaceuticals, LLC et al.</i> , 1:13-cv-01208-LPS (D. Del.) | pending, consolidated with 1:13-cv-01206-LPS (D. Del.) |
| <i>UCB, Inc. et al. v. Apotex Corp. et al.</i> , 1:13-cv-01209-LPS (D. Del.) | pending, consolidated with 1:13-cv-01206-LPS (D. Del.) |
| <i>UCB, Inc. et al. v. Aurobindo Pharma Ltd. et al.</i> , 1:13-cv-01210-LPS (D. Del.) | pending, consolidated with 1:13-cv-01206-LPS (D. Del.) |
| <i>UCB, Inc. et al. v. Breckenridge Pharmaceutical Inc. et al.</i> , 1:13-cv-01211-LPS (D. Del.) | pending, consolidated with 1:13-cv-01206-LPS (D. Del.) |
| <i>UCB, Inc. et al. v. Glenmark Generics Inc. USA et al.</i> , 1:13-cv-01212-LPS (D. Del.) | closed |
| <i>UCB, Inc. et al. v. Hetero USA Inc. et al.</i> , 1:13-cv-01213-LPS (D. Del.) | closed |
| <i>UCB, Inc. et al. v. Mylan Pharmaceuticals Inc. et al.</i> , 1:13-cv-01214-LPS (D. Del.) | pending, consolidated with 1:13-cv-01206-LPS (D. Del.) |
| <i>UCB, Inc. et al. v. Ranbaxy Laboratories Ltd. et al.</i> , 1:13-cv-01215-LPS (D. Del.) | closed |
| <i>UCB, Inc. et al. v. Sandoz Inc.</i> , 1:13-cv-01216-LPS (D. Del.) | closed |
| <i>UCB, Inc. et al. v. ScieGen Pharmaceuticals Inc. et al.</i> , 1:13-cv-01217-LPS (D. Del.) | closed |
| <i>UCB, Inc. et al. v. Sun Pharma Global FZE et al.</i> , 1:13-cv-01218-LPS (D. Del.) | pending, consolidated with 1:13-cv-01206-LPS (D. Del.) |
| <i>UCB, Inc. et al. v. Watson Laboratories Inc. - Florida et al.</i> , 1:13-cv-01219-LPS (D. Del.) | pending, consolidated with 1:13-cv-01206-LPS (D. Del.) |
| <i>UCB, Inc. et al. v. Zydus Pharmaceuticals (USA) Inc. et al.</i> , 1:13-cv-01220-LPS (D. Del.) | pending, consolidated with 1:13-cv-01206-LPS (D. Del.) |
| <i>UCB, Inc. et al. v. Apotex Corp. et al.</i> , 1:14-cv-00834-LPS (D. Del.) | pending, consolidated with 1:13-cv-01206-LPS (D. Del.) |

| Case Caption | Disposition |
|---|--------------------|
| <i>UCB, Inc. et al. v. Sun Pharma Global FZE et al.</i> , 1:13-cv-05514 (N.D. Ill.) | closed |
| <i>UCB, Inc. et al., v. Zydus Pharmaceuticals (USA), Inc. et al.</i> , 3:13-cv-04021 (D.N.J.) | closed |

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

| Lead Counsel | Back-Up Counsel |
|---|--|
| Andrea G. Reister (Reg. No. 36,253) areister@cov.com <u>Postal and Hand-Delivery Address:</u> Covington & Burling LLP One CityCenter, 850 Tenth Street, NW Washington, DC 20001 Telephone: (202) 662-5141 Facsimile: (202) 778-5141 | Jennifer L. Robbins (Reg. No. 61,163) jrobbins@cov.com <u>Postal and Hand-Delivery Address:</u> Covington & Burling LLP The New York Times Building 620 Eighth Avenue New York, NY 10018 Telephone: (212) 841-1180 Facsimile: (212) 841-1010 |
| Additional Back-Up Counsel | |
| Enrique D. Longton (Reg. No. 47,304) rlongton@cov.com <u>Postal and Hand-Delivery Address:</u> Covington & Burling LLP One CityCenter, 850 Tenth Street, NW Washington, DC 20001 Telephone: (202) 662-5108 Facsimile: (202) 778-5108 | |

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

Service information for lead and back-up counsel is provided in the designation of lead and back-up counsel, above. Service of any documents via hand-delivery may be made at the postal mailing address of the respective lead and

back-up counsel designated above. Patent Owner Research Corporation Technologies, Inc. consents to electronic service by email at the above listed email addresses of lead and back-up counsel.

E. Power of Attorney

The above-designated counsel at Covington & Burling LLP are currently counsel of record for RE38,551, thus no additional Power of Attorney is submitted herewith.

Date: July 12, 2016

Respectfully submitted,

By 

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