

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

ARGENTUM PHARMACEUTICALS LLC,

Petitioner

v.

JANSSEN ONCOLOGY, INC.,

Patent Owner

U.S. Patent No. 8,822,438 to Auerbach *et al.* Issue Date: September 2, 2014  
Title: Methods and Compositions for Treating Cancer

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*Inter Partes* Review No. IPR2016-01317

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**PETITION FOR *INTER PARTES* REVIEW**

*35 U.S.C. §§ 311-319*

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**LISTING OF EXHIBITS PURSUANT TO 37 C.F.R. § 42.63(e)**

<b>Exhibit</b>	<b>Description</b>
1001	U.S. Patent No. 8,822,438, Auerbach and Beldegrum, "Methods and Compositions for Treating Cancer" ("the '438 patent")
1002	Declaration of Dr. Scott Serels, MD ("Serels Decl.")
1003	O'Donnell, A. <i>et al.</i> , "Hormonal impact of the 17 $\alpha$ -hydroxylase/C <sub>17</sub> -20-lyase inhibitor abiraterone acetate (CB7630) in patients with prostate cancer," <i>British Journal of Cancer</i> , (90):2317-2325 (2004) ("O'Donnell")
1004	Gerber, G.S. <i>et al.</i> , "Prostate specific antigen for assessing response to ketoconazole and prednisone in patients with hormone refractory metastatic cancer," <i>The Journal of Urology</i> , 144(5):1177-9 (1990) ("Gerber")
1005	U.S. Patent No. 5,604,213, Barrie S.E. <i>et al.</i> , "17-Substituted Steroids Useful In Cancer Treatment" ("the '213 patent")
1006	Tannock <i>et al.</i> , "Chemotherapy with mitoxantrone plus prednisone or prednisone alone for symptomatic hormone-resistant prostate cancer: a Canadian randomized trial with palliative end points," <i>The Journal of Clinical Oncology</i> , 14:1756-1764 (1996) ("Tannock")
1007	February 3, 2012 Office Action (excerpt from prosecution history of '438 patent)
1008	July 3, 2012 Response (excerpt from prosecution history of '438 patent)
1009	Ryan <i>et al.</i> , "Abiraterone in metastatic prostate cancer without previous chemotherapy," <i>The New England Journal of Medicine</i> , 368:138-148 (2012).

1010	January 11, 2013 Response (excerpt from prosecution history of '438 patent)
1011	March 4, 2013 Office Action (excerpt from prosecution history of '438 patent)
1012	June 4, 2013 Response (excerpt from prosecution history of '438 patent)
1013	July 3, 2013 Notice of Allowance (excerpt from prosecution history of '438 patent)
1014	October 25, 2013 Notice of Allowance (excerpt from prosecution history of '438 patent)
1015	February 11, 2014 Notice of Allowance (excerpt from prosecution history of '438 patent)
1016	June 2, 2014 Notice of Allowance (excerpt from prosecution history of '438 patent)
1017	Declaration of Dr. DeForest McDuff, PhD ("McDuff Declaration")
1018	2011 Zytiga® Approval Prescribing Information
1019	2015 Zytiga® Prescribing Information, Co-administration Brochure
1020	Harris <i>et al.</i> , "Low dose Ketoconazole with replacement doses of hydrocortisone in patients with progressive androgen independent prostate cancer," <i>The Journal of Urology</i> , volume 168:542-545 (August 2002)
1021	William Oh, "Secondary hormonal therapies in the treatment of prostate cancer," <i>Urology</i> , volume 60:87-93 (Supplement 3A) (September 2002)
1022	Tannock, I. <i>et al.</i> , "Docetaxel plus Prednisone or Mitoxantrone plus Prednisone for Advanced Prostate Cancer," <i>N. Eng. J. Med.</i> ,

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