

Filed: April 3, 2017

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN PHARMACEUTICALS INC.

Petitioner

v.

JANSSEN ONCOLOGY, INC.

Patent Owner

Case No. IPR2016-01332
U.S. Patent No. 8,822,438

**PETITIONER'S SECOND NOTICE OF DEPOSITION OF
CHRISTOPHER A. VELLTURO, Ph.D.**

Pursuant to 37 C.F.R. § 42.53, Petitioner Mylan Pharmaceuticals Inc. (“Petitioner”), by and through its attorneys, will conduct cross-examination by deposition of Christopher Vellturo, Ph.D. Dr. Vellturo’s deposition will take place, as agreed by counsel for the parties, on April 5, 2017. The deposition will commence at 9:00 a.m. ET and continue from day-to-day as necessary, at the Washington, D.C. offices of Sidley Austin LLP (1501 K Street, N.W.).¹

The deposition will be taken before a Notary Public or other officer authorized by law to administer oaths. It will be recorded using audiotape and/or stenographic means. Petitioners also intend to video record the cross-examination of Dr. Vellturo.

¹ Petitioner originally noticed this deposition as occurring at the Washington, D.C. location of Perkins Coie LLP, the law firm representing Petitioner in this proceeding, following a common courtesy allowing the deposition-taking attorney’s office to serve as the location of the deposition. After an email exchange and a meet and confer, Patent Owner refused to produce the witness anywhere except the offices of Sidley Austin LLP. Therefore, given the immediacy of the upcoming deposition, Petitioner has no choice but to notice the deposition at the only location offered by Patent Owner.

April 3, 2017

Respectfully submitted,

/Brandon M. White/

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Counsel for Petitioner

Mylan Pharmaceuticals Inc.

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I certify that I caused to be served a true and correct copy of the foregoing: PETITIONER'S SECOND NOTICE OF DEPOSITION OF CHRISTOPHER A. VELLTURO, Ph.D. by email to the electronic service addresses for Patent Owner:

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Dated: April 3, 2017

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