

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TEVA PHARMACEUTICALS USA, INC.
&
FRESENIUS KABI USA, LLC,
Petitioners,

v.

ELI LILLY & COMPANY,
Patent Owner.

Case No: IPR2016-01340
Patent No. 7,772,209

**PATENT OWNER ELI LILLY & COMPANY'S MANDATORY NOTICES
UNDER 37 C.F.R. § 42.8(a)(2)**

Patent Owner Eli Lilly and Company hereby files mandatory notices pursuant to 37 C.F.R. § 42.8(a)(2). These notices are being timely filed within 21 days of the service of the Petition. The Petition was filed on July 1, 2016.

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

Eli Lilly and Company is the owner of the entire interest in U.S. Patent No. 7,772,209.

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

The Patent Owner identifies the following copending litigation that may affect, or may be affected by, a decision in this *Inter Partes* Review:

- *Eli Lilly & Co. v. Teva Parenteral Medicines Inc., APP Pharms., LLC, Pliva Hrvatska d.o.o., Teva Pharms. USA, Inc., and Barr Labs., Inc.*, Federal Circuit Case No. 2015-2067 (appealed from S.D. Indiana Case No. 1:10-cv-1376-TWP-DKL)
- *Eli Lilly & Co. v. Accord Healthcare Inc. and Apotex Inc.*, S.D. Indiana Case No. 1:12-cv-0086-TWP-DKL
- *Eli Lilly & Co. v. Sun Pharm. Indus. Ltd. and Sun Pharma Global FZE*, S.D. Indiana Case No. 1:13-cv-1469-TWP-DKL
- *Eli Lilly & Co. v. Glenmark Generics, Inc., USA*, S.D. Indiana Case No. 1:14-0104-TWP-DKL
- *Eli Lilly & Co. and the Trustees of Princeton Univ. v. Nang Kuang Pharm. Co., Ltd., CANDAK-2, LLC, Sandoz Inc., Mylan Labs. Ltd., Mylan Inc., Emcure Pharms. Ltd., Heritage Pharma Labs Inc., and*

Heritage Pharms., Inc., S.D. Indiana Case No. 1:14-cv-1647-TWP-

DKL (consolidated)

- *Neptune Generics, LLC v. Eli Lilly & Co.*, Patent Trial and Appeal Board, IPR2016-00237
- *Neptune Generics, LLC v. Eli Lilly & Co.*, Patent Trial and Appeal Board, IPR2016-00240
- *Sandoz Inc. v. Eli Lilly & Co.*, Patent Trial and Appeal Board, IPR2016-00318
- *Eli Lilly & Co. v. Dr. Reddy's Laboratories Ltd., et al.*, S.D. Indiana Case No. 1:16-cv-00308-TWP-DKL
- *Eli Lilly & Co. v. Biocon Limited*, S.D. Indiana Case No. 1:16-cv-00469-TWP-DKL
- *Apotex Inc. & Apotex Corp. v. Eli Lilly & Company*, Patent Trial and Appeal Board, IPR2016-01190
- *Apotex Inc. & Apotex Corp. v. Eli Lilly & Company*, Patent Trial and Appeal Board, IPR2016-01191
- *Wockhardt Bio AG v. Eli Lilly & Company*, Patent Trial and Appeal Board, IPR2016-01335
- *Wockhardt Bio AG v. Eli Lilly & Company*, Patent Trial and Appeal Board, IPR2016-01337

- *Teva Pharmaceuticals USA, Inc. & Fresenius Kabi USA, LLC v. Eli Lilly & Company*, Patent Trial and Appeal Board, IPR2016-01341
- *Teva Pharmaceuticals USA, Inc. & Fresenius Kabi USA, LLC v. Eli Lilly & Company*, Patent Trial and Appeal Board, IPR2016-01343
- *Wockhardt Bio AG v. Eli Lilly & Company*, Patent Trial and Appeal Board, IPR2016-01393
- *Apotex Inc., Apotex Corp., Emcure Pharmaceuticals Ltd., Heritage Pharma Labs Inc., Heritage Pharmaceuticals Inc., Glenmark Pharmaceuticals Inc., USA, Glenmark Holding SA, Glenmark Pharmaceuticals Ltd., Mylan Laboratories Limited*, Patent Trial and Appeal Board, IPR2016-01429

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

Patent Owner designates the following counsel:

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

Please direct all correspondence regarding this proceeding to the lead counsel at the address listed above. Patent Owner also consents to electronic service by email to dgrossman@wc.com, dkrinsky@wc.com, and leeds_james@lilly.com.

The Patent Trial and Appeal Board is hereby authorized to charge any fees associated with this proceeding to Deposit Account 506403.

Date: July 19, 2016

Respectfully submitted,

/Dov P. Grossman/
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