

Case IPR2016-01373
Patent 6,331,415

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MERCK SHARP & DOHME CORP.
Petitioner

v.

GENENTECH, INC. AND CITY OF HOPE
Patent Owners

Case IPR2016-01373
Patent 6,331,415

**PETITIONER'S UPDATED MANDATORY NOTICES
UNDER C.F.R. § 42.8**

PETITIONER'S UPDATED MANDATORY NOTICES

Petitioner Merck Sharp & Dohme Corp. (“Merck”) hereby files updated mandatory notices pursuant to 37 C.F.R. § 42.8(a)(3).

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

Pursuant to 37 C.F.R. § 42.8(b)(2), Petitioner identifies the following updates to matters that relate to U.S. Patent No. 6,331,415 (“the ’415 patent”). Petitioner states that there have been updates to the following IPR petitions for the ’415 patent: IPR2015-01624, IPR2016-00460, and IPR2016-00710. IPR2015-01624 and IPR2016-00460 were terminated on September 2, 2016. IPR2016-00710 was instituted on September 8, 2016. In addition to the aforementioned IPR petitions, Merck filed IPR2017-00047 on October 11, 2016, along with a Motion for Joinder Pursuant to 35 U.S.C. § 315(c) and 37 C.F.R. §§ 42.22 and 42.122(b) with IPR2016-00710. The Board has not issued an institution decision in IPR2016-00710 nor ruled on the joinder motion in IPR2017-00047.

Case IPR2016-01373
Patent 6,331,415

DATED: November 1, 2016

Respectfully submitted,

By s/Matthew A. Traupman
Raymond N. Nimrod (Reg. No. 31,987)
raynimrod@quinnemanuel.com
Matthew A. Traupman (Reg. No. 50,832)
matthewtraupman@quinnemanuel.com
QUINN EMANUEL URQUHART
& SULLIVAN LLP
51 Madison Avenue, 22nd Floor
New York, NY 10010
Tel: (212) 849-7000
Fax: (212) 849-7100

Katherine A. Helm (*pro hac vice* to be filed)
khelm@stblaw.com
SIMPSON THACHER & BARTLETT LLP
425 Lexington Avenue
New York, NY 10017
Telephone: (212) 455-2000
Facsimile: (212) 455-2502

*Attorneys for Petitioner Merck Sharp &
Dohme Corp.*

Case IPR2016-01373
Patent 6,331,415

CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing Petitioner's Updated Madatory Notices Under 37 C.F.R. § 42.8 was served on November 1, 2016 via email to the following attorneys of record:

David L. Cavanaugh
David.Cavanaugh@wilmerhale.com

Robert J. Gunther, Jr.
Robert.Gunther@wilmerhale.com

Heather M. Petruzzi
Heather.Petruzzi@wilmerhale.com

Owen K. Allen
Owen.Allen@wilmerhale.com

Adam R. Brausa
abrausa@durietangri.com

Daralyn J. Durie
ddurie@durietangri.com

Joseph M. Lipner
jlipner@irell.com

David I. Gindler
dgindler@irell.com

Michael R. Fleming
mfleming@irell.com

s/ Matthew A. Traupman

Matthew A. Traupman (Reg. No. 50,832)
matthewtraupman@quinnemanuel.com

QUINN EMANUEL URQUHART
& SULLIVAN LLP

51 Madison Avenue, 22nd Floor

New York, NY 10010

Tel: (212) 849-7000

Fax: (212) 849-7100