

WOCKHARDT BIO AG Petitioner,

V.

JANSSEN ONCOLOGY, INC., Patent Owner.

Case No. IPR2016-01582 U.S. Patent No. 8,822,438

DECLARATION OF BINDU DONOVAN



Declaration of Bindu Donovan

- 1. My name is Bindu Donovan. I am an attorney for Sidley Austin LLP, attorneys for Patent Owner Janssen Oncology, Inc. Unless otherwise stated, I have knowledge of all facts set forth in this declaration, and I would, and could, testify competently thereto if called upon to do so.
- 2. Exhibits JSN 2010-2011, filed on December 19, 2016, are references cited in the Patent Owner Response filed March 17, 2017 in the above-captioned matter.
- 3. Exhibits JSN 2012-2014, 2034-2035, 2050, 2070, 2073-2075, 2077-78, 2081-2084, 2089, 2091, 2098-2108, 2112-2113, 2132, 2137-38, 2151, 2154, and 2158, filed on March 17, 2017, are references cited in the Patent Owner Response filed March 17, 2017 in the above-captioned matter.
- 4. Exhibit JSN 2010, filed on December 19, 2016, is a true and correct copy of the Opinion (*Markman* Patent Claim Construction) issued by the District Court for the District of New Jersey in *BTG International Ltd. v. Actavis Laboratories FL, Inc.*, No. 2:15-cv-05909-KM-JBC, D.I. 239 (D.N.J. Nov. 10, 2016). An exhibit label has been added, but no other alterations have been made.

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- 5. Exhibit JSN 2011, filed on December 19, 2016, is a true and correct copy of the Order (*Markman* Patent Claim Construction) issued by the District Court for the District of New Jersey in *BTG International Ltd. v. Actavis Laboratories FL, Inc.*, No. 2:15-cv-05909-KM-JBC, D.I. 240 (D.N.J. Nov. 10, 2016). An exhibit label has been added, but no other alterations have been made.
- 6. Exhibit JSN 2012, filed on March 17, 2017, is a true and correct copy of PM Live Top 50 Pharmaceuticals, available at http://www.pmlive.com/top_pharma_list/Top_50_pharmaceutical_products_by_gl obal_sales, last visited on or before March 17, 2017. An exhibit label has been added, but no other alterations have been made.
- 7. Exhibit JSN 2013, filed on March 17, 2017, is a true and correct copy of the Johnson & Johnson January 26, 2016 Press Release, available at http://www.investor.jnj.com/releasedetail.cfm?ReleaseID=951652, last visited on or before March 17, 2017. An exhibit label has been added, but no other alterations have been made.
- 8. Exhibit JSN 2014, filed on March 17, 2017, is a true and correct copy of the Johnson & Johnson January 24, 2017 Press Release, available at IPR2016-01582

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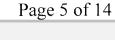
http://www.investor.jnj.com/releasedetail.cfm?ReleaseID=1008867, last visited on or before March 17, 2017. An exhibit label has been added, but no other alterations have been made.

- 9. Exhibit JSN 2034, filed on March 17, 2017, is a true and correct copy of the Johnson & Johnson January 21, 2014 Press Release, available at http://www.investor.jnj.com/releasedetail.cfm?releaseid=820215, last visited on or before March 17, 2017. An exhibit label has been added, but no other alterations have been made.
- 10. Exhibit JSN 2035, filed on March 17, 2017, is a true and correct copy of the Johnson & Johnson January 20, 2015 Press Release, available at http://www.investor.jnj.com/releasedetail.cfm?ReleaseID=891937, last visited on or before March 17, 2017. An exhibit label has been added, but no other alterations have been made.
- 11. Exhibit JSN 2050, filed on March 17, 2017, is a true and correct copy of article MedlinePlus, "ACTH stimulation test," available at https://medlineplus.gov/ency/article/003696.htm, last visited on or before March 17, 2017. An exhibit label has been added, but no other alterations have been made.

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- 12. Exhibit JSN 2070, filed on March 17, 2017, is a true and correct copy of the FDA Press Release (2011), available at http://www.fda.gov/NewsEvents/Newsroom/PressAnnouncements/ucm253055.ht m, last visited on or before March 17, 2017. An exhibit label has been added, but no other alterations have been made.
- 13. Exhibit JSN 2073, filed on March 17, 2017, is a true and correct copy of the Tokai July 26, 2016 Press Release, available at http://www.businesswire.com/news/home/20160726005553/en/, last visited on or before March 17, 2017. An exhibit label has been added, but no other alterations have been made.
- 14. Exhibit JSN 2074, filed on March 17, 2017, is a true and correct copy of the Active/Ipsen April 16, 2015 Press Release, available at http://activebiotech.com/press-releases?pressid=1911619, last visited on or before March 17, 2017. An exhibit label has been added, but no other alterations have been made.
- 15. Exhibit JSN 2075, filed on March 17, 2017, is a true and correct copy of the Takeda June 19, 2014 Press Release, available at https://www.takeda.com/news/2014/20140619_6615.html, last visited on or before IPR2016-01582





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