

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

WOCKHARDT BIO AG
Petitioner

v.

JANSSEN ONCOLOGY, INC.
Patent Owner

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

DECLARATION OF GOPAL VENKATESAN

I, Gopal Venkatesan, do hereby declare as follows:

1. I am over the age of 18 and otherwise competent to make this declaration. This declaration is based on my knowledge and belief as Vice President – Business Development at Wockhardt Bio AG (“Wockhardt”).
2. I would, and could, testify competently to what is contained in this declaration if called upon to do so. I understand that this declaration is being submitted in connection with the above captioned proceeding.
3. Wockhardt and Amerigen Pharmaceuticals Ltd. (“Amerigen”) are entirely separate and unrelated corporations, with separate financial arrangements and separate and non-overlapping corporate directorship.
4. Wockhardt has never entered into a contract with Amerigen and has never had any financial dealings with Amerigen.
5. The only relationship between Wockhardt and Amerigen that I am aware of is as codefendants in a joint defense group with respect to underlying district court litigation involving the same patent at issue in this proceeding. Based on my position at Wockhardt, I would know of any other relationship between the parties if one existed. But I do not.
6. Wockhardt has not coordinated or otherwise collaborated with Amerigen with respect to the above captioned proceeding. I understand that both

parties are proceeding independently and separately, both financially and in terms of their ability to control what arguments and evidence are presented.

7. Amerigen did not coordinate or share information with Wockhardt regarding the separate petition filed in IPR2016-00286 by Amerigen.

8. Wockhardt did not coordinate or share information with Amerigen regarding its filing of the petition associated with the above captioned proceeding.

9. Wockhardt made a deliberate decision not to be involved in any petition filed by Amerigen, including not to seek joinder to Amerigen's IPR.

10. Neither Wockhardt as an entity, nor any individual employed by Wockhardt (including Dr. Vipin Dhanorkar), has any authority over Amerigen, or the authority to settle any dispute on its behalf.

11. Amerigen has no authority over Wockhardt and cannot settle any dispute on its behalf. Wockhardt and Amerigen are entirely independent.

12. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 100 1 of title 18 of the United States Code.

Dated: Dec 12, 2016



Gopalakrishnan Venkatesan

Parsippany, NJ