

## Reister, Andrea

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**From:** Trials <Trials@USPTO.GOV>  
**Sent:** Thursday, August 03, 2017 4:38 PM  
**To:** Olinger, Jonathan; Trials  
**Cc:** Mylan-WC-IPR; Stockwell, Mitch; Holloway, Clay; Baca, Mike; Parezo, Jessica; Reister, Andrea; Kamholz, Scott; maa@bskb.com; Herzbach, Lynde (Lynde.Herzbach@bskb.com) (Lynde.Herzbach@bskb.com)  
**Subject:** RE: IPR2017-00203: Request for Conference Call

Counsel,

If the parties cannot reach agreement regarding the cross-examination of Patent Owner's declarant, Mr. Masaru Tanjoh, then Petitioner is authorized to file a motion for additional discovery not later than Friday August 11th, such motion not to exceed 7 pages. Patent Owner may file an opposition within one week after the motion is filed, such opposition not to exceed 7 pages. No reply is authorized at this time.

Regards,

Andrew Kellogg,  
Supervisory Paralegal  
Patent Trial and Appeal Board  
USPTO  
[andrew.kellogg@uspto.gov](mailto:andrew.kellogg@uspto.gov)  
Direct: 571-272-5366

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**From:** Olinger, Jonathan [mailto:JOlinger@kilpatricktownsend.com]  
**Sent:** Thursday, August 03, 2017 2:56 PM  
**To:** Trials <Trials@USPTO.GOV>  
**Cc:** Mylan-WC-IPR <Mylan-WC-IPR@kilpatricktownsend.com>; Stockwell, Mitch <MStockwell@kilpatricktownsend.com>; Holloway, Clay <CHolloway@kilpatricktownsend.com>; Baca, Mike <MBaca@kilpatricktownsend.com>; Parezo, Jessica (jparezo@cov.com) <jparezo@cov.com>; Reister, Andrea (areister@cov.com) <areister@cov.com>; Kamholz, Scott (SKamholz@cov.com) <SKamholz@cov.com>; maa@bskb.com; Herzbach, Lynde (Lynde.Herzbach@bskb.com) (Lynde.Herzbach@bskb.com) <Lynde.Herzbach@bskb.com>  
**Subject:** IPR2017-00203: Request for Conference Call

IPR2017-00203  
Patent No. 6,649,180  
Petitioner: Mylan Pharmaceuticals Inc.  
Patent Owner: Qualicaps Co. Ltd.

Dear Board,

Petitioner requests a telephone conference with the Board.

In Patent Owner's Response, Patent Owner relies on a declaration from Inventor Masaru Tanjoh submitted during prosecution of the '180 patent. Petitioner has requested that Patent Owner make Mr. Tanjoh available for cross-examination. Patent Owner has refused to do so.

Petitioner requests that Mr. Tanjoh be presented for cross-examination as a part of routine discovery pursuant to 37 CFR 42.51(b)(1). In the alternative, Petitioner requests permission to file a motion for additional discovery in the form of Mr. Tanjoh's deposition pursuant to 37 CFR 42.51(b)(2).

Counsel for Petitioner and Patent Owner are available for a teleconference tomorrow morning before 12 noon Eastern.

Respectfully submitted,

Jonathan Olinger  
Counsel for Petitioner



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