

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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ALKERMES PHARMA IRELAND LTD.  
and ALKERMES, INC.,  
Petitioner,

v.

OTSUKA PHARMACEUTICAL CO., LTD.,  
Patent Owner.

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Case IPR2017-00287  
Patent 9,125,939 B2

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**PATENT OWNER'S UPDATED MANDATORY NOTICES**

Pursuant to 37 C.F.R. § 42.8(a)(2), Patent Owner Otsuka Pharmaceutical Co., Ltd. (“Otsuka”) provides the following updated mandatory notices. Sections III and IV have been updated to add Christopher L. McDavid as back-up counsel for Patent Owner.

**I. Real Party-in-Interest - 37 C.F.R. § 42.8(b)(1)**

The real party-in-interest is Otsuka Pharmaceutical Co., Ltd., the owner of U.S. Patent No. 9,125,939. The original assignment to Otsuka Pharmaceutical Co., Ltd. of U.S. Patent Application No. 10/556,600 that led to U.S. Patent No. 9,125,939 was recorded in the Office on August 2, 2006, at reel 018201, frame 0916.

**II. Related Matters – 37 C.F.R. § 42.8(b)(2)**

Otsuka Pharmaceutical Co., Ltd. (“Otsuka”) asserted U.S. Patent No. 9,125,939 (“the ’939 patent”) against Defendants Stason Industrial Corp. (“Stason Industrial”), Stason Pharmaceuticals Inc. (collectively, “Stason”), Zhejiang Jinhua Conba Bio-Pharm Co., Ltd. (“Zhejiang Jinhua”), Tai Heng Industry Co., Ltd. (“Tai Heng”) and Breckenridge Pharmaceutical, Inc. (“Breckenridge”) in *Otsuka Pharmaceutical Co., Ltd. v. Stason Industrial Corp., et al.*, No. 1:16-cv-00557-JBS-KMW in the United States District Court for the District of New Jersey. This case has been voluntarily dismissed with no prejudice to Otsuka.

U.S. Application No. 14/795,963 (pending) claims benefit of priority to the application that issued as U.S. Patent No. 9,125,939. Patent Owner is not aware of any other related matters that would affect or be affected by this proceeding.

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

Pursuant to 37 C.F.R. §§ 42.8(a)(3) and 42.8(b)(3)-(4), Patent Owner designates the following counsel to transact all business in the United States Patent and Trademark Office associated with the above-captioned proceeding.

**Lead Counsel:** Erin M. Sommers (Reg. No. 60,974), Finnegan, Henderson, Farabow, Garrett & Dunner, LLP, 901 New York Avenue, N.W., Washington, D.C. 20001-4431, Telephone: (202) 408-4292, Fax: (202) 408-4400, Email: erin.sommers@finnegan.com.

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**IV. Service Information – 37 C.F.R. § 42.8(b)(4)**

Please send all correspondence to the lead counsel at the address shown above. Under 37 C.F.R. § 42.6(e), Patent Owner consents to electronic service by e-mail to erin.sommers@finnegan.com, james.monroe@finnegan.com, and christopher.mcdavid@finnegan.com.

Please address all correspondence regarding this proceeding to lead and back-up counsel.

Respectfully submitted,

Dated: February 28, 2017

By: /Erin M. Sommers/  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing **PATENT OWNER'S UPDATED MANDATORY NOTICES** was served on February 28, 2017, via electronic mail directed to counsel of record for the Petitioner at the following:

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Petitioner has agreed to electronic service.

Dated: February 28, 2017

By: /Erin M. Sommers/  
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