

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN INSTITUTIONAL INC.,
Petitioner,

v.

FRESENIUS KABI USA, LLC,
Patent Owner.

CASE: IPR 2017-00643
PATENT No. 9,168,238

**PATENT OWNER'S
MANDATORY INFORMATION NOTICES
UNDER 37 C.F.R. § 42.8**

Pursuant to 37 C.F.R. § 42.8(a)(2), the undersigned on behalf of and acting in a representative capacity for Patent Owner Fresenius Kabi USA, LLC, hereby submits the following mandatory information notices in connection with the petition for *inter partes* review of U.S. Patent No. 9,168,238, Case IPR 2017-00643.

A. Real Party-In-Interest (37 C.F.R. § 42.8(b)(1))

The real party-in-interest is the Patent Owner of U.S. Patent No. 9,168,238 (“the ’238 Patent”), Fresenius Kabi USA, LLC, Three Corporate Drive, Lake Zurich, Illinois 60047.

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

In accordance with 37 C.F.R. § 42.8(b)(2), Patent Owner identifies the following matter: Fresenius Kabi USA, LLC v. Fera Pharmaceuticals LLC et al., case number 2:15-cv-03654, pending in the U.S. District Court for the District of New Jersey.

C. Lead and Back-up Counsel (37 C.F.R. § 42.8(b)(3))

Lead Counsel	Back-Up Counsel
Imron T. Aly USPTO Reg. No. 48,706 SCHIFF HARDIN LLP 233 South Wacker Drive Suite 6600 Chicago, IL 60606 Tel: 312-258-5500 Fax: 312-258-5600 Email: ialy@schiffhardin.com	Jason G. Harp USPTO Reg. No. 42,634 SCHIFF HARDIN LLP 233 South Wacker Drive Suite 6600 Chicago, IL 60606 Tel: 312-258-5500 Fax: 312-258-5600 Email: jharp@schiffhardin.com

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D. Electronic Service

Patent Owner consents to electronic service by email at the email addresses provided above.

RESPECTFULLY SUBMITTED,

SCHIFF HARDIN LLP

Date: February 15, 2017

/Imron T. Aly/

Imron T. Aly (Reg. No. 48,706)
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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I certify that I caused to be served a true and correct copy of the foregoing **PATENT OWNER'S MANDATORY INFORMATION NOTICES** and accompanying **POWER OF ATTORNEY**, by electronic service on this 15th day of February 2017, on the Petitioner at the correspondence address of the petitioner as follows:

Jitty.Malik@alston.com

Dated: February 15, 2017

Respectfully submitted,

/Imron T. Aly/

Imron T. Aly

USPTO Reg. No. 48,706

Attorney for Fresenius-Kabi USA LLC