

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ARGENTUM PHARMACEUTICALS LLC

Petitioner

v.

ALCON RESEARCH, LTD.

Patent Owner

Patent No. 8,268,299

Issue Date: September 18, 2012

Title: SELF PRESERVED AQUEOUS PHARMACEUTICAL COMPOSITIONS

Inter Partes Review No. IPR2017-01053

PETITIONER'S EXHIBIT LIST AS OF MAY 1, 2018

Pursuant to 37 C.F.R. § 42.63(e), Petitioner ARGENTUM

PHARMACEUTICALS LLC presents a complete list of Petitioner’s exhibits, including Exhibits 1041-1095 and 1098-1112, filed on May 1, 2018.

TABLE OF EXHIBITS

<i>Exhibit #</i>	<i>Description</i>	<i>Filed</i>	<i>Served</i>
1001	Kabra <i>et al.</i> , U.S. Patent No. 8,268,299, “Self Preserved Aqueous Pharmaceutical Compositions” (filed September 20, 2007; issued September 18, 2012)	X	X
1002	Declaration of Dr. Erning Xia	X	X
1003	Xia <i>et al.</i> , WO 2005/097067, “Zinc Preservative Composition and Method of Use” (filed March 24, 2005;	X	X
1004	Chowhan <i>et al.</i> , U.S. Patent No. 6,143,799, “Use of Borate-Polyol Complexes in Ophthalmic Compositions” (filed July 2, 1998; issued November 7, 2000)	X	X
1005	Gadd <i>et al.</i> , “Microorganisms and Heavy Metal Toxicity,” <i>Microbial Ecology</i> , 4:303-317 (1978)	X	X
1006	FDA Approved Drug Label “TRAVATAN® (travoprost ophthalmic solution) 0.004% Sterile” (2001)	X	X
1007	Schneider <i>et al.</i> , U.S. Patent No. 6,011, 062, “Storage-Stable Prostaglandin Compositions” (Filed February 9, 1999; issued January 4, 2000)	X	X
1008	File history of U.S. Patent No. 8,268,299	X	X
1009	Joint Claim Construction Statement dated 7/18/2014 in <i>Alcon Research, Ltd. v. Mylan Pharmaceuticals, Inc.</i> C.A. No. 1:13-cv-01332-	X	X
1010	File history of U.S. Patent No. 8,323,630	X	X
1011	File history of U.S. Patent No. 8,388,941	X	X

Exhibit #	Description	Filed	Served
1012	Sheftel, "Indirect Food Additives and Polymers: Migration and Toxicology," p. 422 (2000)	X	X
1013	The European Agency for the Evaluation of Medicinal Products, <i>Veterinary Medicines Evaluation Unit</i> , "Polyoxyl Castor Oil, Polyoxyl Hydrogenated Castor Oil Summary	X	X
1014	"Antimicrobial Effectiveness Testing," in The United States Pharmacopeia 26 (2002): The National Formulary 22, pp. 2002-2004	X	X
1015	<i>Curriculum Vitae</i> of Erning Xia, Ph.D.	X	X
1016	FORM 6-K, SECURITIES AND EXCHANGE COMMISSION, For	X	X
1017	The Merck Index, An Encyclopedia of Chemicals, Drugs, and Biologicals, 11 th Ed., (1989), Merck Research Laboratories, 3484.	X	X
1018	Reserved		
1019	Kabara and Orth "Chapter 1, Principles for Product Preservation", <i>Preservative-Free and Self-Preserving Cosmetics and Drugs, Principles and Practice</i> , (1997) Marcel	X	X
1020	Patent Owner Alcon Research, Ltd.'s Response, IPR2013-00428, Paper 30.	X	X
1021	Declaration of Dr. Yvonne Buys.	X	X
1022	Declaration of Dr. Richard P. Parrish, Ex. 2020, IPR2013-00428.	X	X
1023	<i>Curriculum Vitae</i> of Dr. Yvonne Buys, M.D.	X	X
1024	Kass <i>et al.</i> , <i>The Ocular Hypertension Treatment Study: A Randomized Trial Determines that Topical Ocular Hypotensive Medication Delays or Prevents the Onset of Primary Open-</i>	X	X

Exhibit #	Description	Filed	Served
1025	Mizoue <i>et al.</i> , <i>Travoprost with sofZia® preservative system lowered intraocular pressure of Japanese normal tension glaucoma with minimal side effects</i> , CLIN. OPHTH. 347-354	X	X
1026	Bagnis <i>et al.</i> , <i>Antiglaucoma drugs: The role of preservative-free formulations</i> , Saudi J. of Ophth. 389-394 (2011).	X	X
1027	Save big on your TRAVATAN Z® Solution prescription, June 24, 2008, http://web.archive.org/web/20080624220702/http://www.travat	X	X
1028	Save big on your TRAVATAN Z® Solution prescription, April 1, 2009, http://web.archive.org/web/20090401152511/http://www.travat	X	X
1029	Save up to \$20 on your next four prescriptions with this card, March 27, 2010, http://web.archive.org/web/20100327064125/http://www.travat	X	X
1030	Pay no more than \$25 for each 30-day supply of TRAVATAN Z® Solution through December 2011, May 6, 2011, http://web.archive.org/web/20110506025033/http://www.travat	X	X
1031	Pay no more than \$25 for each 30-day supply of TRAVATAN Z® Solution through March 2013, February 10, 2012, http://web.archive.org/web/20120210013546/http://www.travat	X	X
1032	Save up to \$1,300 on your Alcon Medication Refills, Pay as little as \$25 for each 30-day supply of prescribed eyedrops from Alcon through December 2013, June 29, 2013,	X	X
1033	OPENINGS™ Patient Support Program, March 29, 2014, http://web.archive.org/web/20140329091929/http://www.myglaucomasupport.com/openings-patient-support-program.shtml?	X	X
1034	Openings® Patient Support Program from Alcon, October 31, 2015, http://web.archive.org/web/20151031211128/http://www.myglaucomasupport.com/openings-patient-support-program.shtml?	X	X
1035	OPENINGS® Patient Support Program, March 12, 2016, http://web.archive.org/web/20160312083239/http://www.myglaucomasupport.com/get-support.shtml?	X	X
1036	OPENINGS® Savings Card, February 22, 2017, https://www.myglaucomasupport.com/openings-program-savings-card.shtml	X	X

Exhibit #	Description	Filed	Served
1037	Declaration of Dr. Henry Grabowski, Ex. 2007, IPR2013-00428.	X	X
1038	The Merck Index, An Encyclopedia of Chemicals, Drugs, and Biologicals, 13th Ed., (2001), Merck Research Laboratories, 5769, 8797, 9842.		X
1039	“Antimicrobial Effectiveness Testing,” in The United States Pharmacopeia 27 (2004): The National Formulary 22, pp. 2148-2150		X
1040	The Merck Index, An Encyclopedia of Chemicals, Drugs, and Biologicals, 11th Ed., (1989), Merck Research Laboratories, 5629, 8680, 9684.		X
1041	Alcon Systane® Free Liquid Gel Label.	X	X
1042	Alcon Systane® Free Liquid Gel Brochure.	X	X
1043	Stone et al., “Microbiology Assessment of a Multi -Dose Preservative Free Tear Product,” Investigative Ophthalmology & Visual Science, May 2005, Vo1.46.	X	X
1044	Rosenthal et al., “Preservative Efficacy Of A New Lubricant Eye Drop Without Traditional Preservatives,” Investigative Ophthalmology & Visual Science, May 2006, Vol.47.	X	X
1045	Deposition Transcript of SOUMYAJIT MAJUMDAR, April 13, 2018.	X	X
1046	Monopost package insert	X	X
1047	Alasbali et al., “Discrepancy between Results and Abstract Conclusions in Industry- vs Nonindustry-funded Studies Comparing Topical Prostaglandins,” American Journal of Ophthalmology, 2009;147: 33–38.	X	X
1048	Deposition Transcript of GEORGE G. ZHANEL, April 10, 2018.	X	X
1049	Kuppens et al., “Effect of timolol with and without preservative on the basal tear turnover in glaucoma,” British Journal of Ophthalmology 1995; 79: 339-342.	X	X

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