

Filed: November 8, 2017

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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ACTAVIS LLC,  
Petitioner,

v.

ABRAXIS BIOSCIENCE, LLC,  
Patent Owner.

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Case IPR2017-01101  
Patent 7,820,788

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**PATENT OWNER'S MANDATORY NOTICES**

Abraxis BioScience, LLC, the Patent Owner, provides the following mandatory notices pursuant to 37 C.F.R. § 42.8.

## **I. REAL PARTY-IN-INTEREST**

In accordance with 37 C.F.R. § 42.8(b)(1), Patent Owner identifies Abraxis Biosciences, LLC (“Abraxis”) and Celgene Corporation (“Celgene”) as real parties-in-interest. Celgene is a corporation organized and existing under the laws of the State of Delaware, having a principal place of business at 86 Morris Avenue, Summit, New Jersey 07901. Abraxis is a wholly owned subsidiary of Celgene. Abraxis, a corporation organized and existing under the laws of the State of Delaware, having a principal place of business at 11755 Wilshire Boulevard, 20th Floor, Los Angeles, California 90025, is the owner of all right, title and interest in U.S. Patent No. 7,820,788 (“the ’788 Patent”) by virtue of an assignment from the inventors, Neil P. Desai, Patrick Soon-Shiong, and Vuong Trieu. The Assignment was recorded on October 16, 2008 at Reel 021694, Frame 0568.

## **II. RELATED MATTERS**

Pursuant to 37 C.F.R. § 42.8(b)(2), Patent Owner identifies the following:

### **A. Proceedings Before the USPTO Involving Related Patents**

- U.S. Patent No. 7,923,536 (“the ’536 Patent”), which issued from U.S. Application Serial No. 12/758,413, is a continuation of U.S.

Application Serial No. 11/553,339, which issued as the '788 Patent.

The '536 Patent is the subject of IPR2017-01103.

- U.S. Patent No. 8,138,229 (“the '229 Patent”), which issued from U.S.

Application Serial No. 12/910,693, is a continuation of U.S.

Application Serial No. 11/553,339, which issued as the '788 Patent.

The '229 Patent is the subject of IPR2017-01104.

#### **B. Litigations Involving the Patent-at-Issue**

The '788 Patent is the subject of the following pending litigations:

- *Abraxis Bioscience, LLC et al v. Actavis, LLC*, 2:16-cv-09074-JMV-MF (D.N.J. April 6, 2016).
- *Abraxis Bioscience, LLC et al v. Cipla Ltd.*, 2:16-cv-09074-JMV-MF (D.N.J. Dec. 7, 2016).

### **III. LEAD AND BACKUP COUNSEL AND SERVICE INFORMATION**

In accordance with 37 C.F.R. §§ 42.8(b)(3), 42.8(b)(4), and 42.10(a), Patent Owner identifies the following lead and backup counsel and service information:

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Patent Owner consents to electronic service by email.

Respectfully submitted,

Dated: November 8, 2017

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