

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TARO PHARMACEUTICALS U.S.A., INC.,
Petitioners,

v.

APOTEX TECHNOLOGIES INC.,
Patent Owner.

Case IPR2017-01446
U.S. Patent No. 7,049,328

PATENT OWNER'S UPDATED MANDTAORY NOTICES

PATENT OWNER MANDATORY NOTICES

Pursuant to 37 CFR 42.8, Patent Owner Apotex Technologies Inc. respectfully submits the following Mandatory Notices.

1. REAL PARTY IN INTEREST

The real parties-in-interest are ApoPharma Inc., ApoPharma USA, Inc., and Apotex Technologies Inc., which are wholly-owned subsidiaries of Apotex Pharmaceuticals Holdings Inc. or Apotex Holdings Inc.

2. RELATED MATTERS

Patent Owner identifies the following U.S. patent applications and issued patents that relate to U.S. Patent Application No. 10/311,814, which issued as U.S. Patent No. 7,049,328:

- U.S. Patent Application No. 10/311,814 is a National Stage Entry of PCT Appl. No. PCT/CA01/00956, which has a § 371(c)(1), (2), (4) date of April 4, 2003, was filed on June 28, 2001, and issued into U.S. Patent No. 7,049,328;
- U.S. Patent Application No. 10/311,814 (and PCT Appl. No. PCT/CA01/00956) claim the benefit of the filing date of Canadian Appl. No. 2313270, which was filed on June 30, 2000;

- U.S. Patent No. 7,049,328, which issued May 23, 2006, remains active; and
- U.S. Application No. 11/331,101, which was filed on June 28, 2001, and is now abandoned, was a Divisional of U.S. Application No. 10/311,814.

Additionally, Patent Owner identifies the following matters that relate or may relate to U.S. Application No. 10/311,814, which issued as U.S. Patent No. 7,049,328:

- U.S. Patent No. 7,049,328 is a patent-in-suit in *ApoPharma Inc. v. Taro Pharmaceutical Industries, Ltd.*, Case No. 2:16-cv-00528 (E.D. Tex.), which complaint was filed on May 18, 2016, and served pursuant to F.R.C.P. Rule 4(d) on June 2, 2016.

3. COUNSEL

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4. **SERVICE INFORMATION**

Please direct all correspondence to lead counsel and back-up counsel at the contact information above. Patent Owner's consent to service by electronic mail at the email addresses set forth above.

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Respectfully submitted,

Dated: April 17, 2018

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CERTIFICATE OF SERVICE

I hereby certify that on April 17, 2018, I served a copy of this PATENT OWNER UPDATED MANDATORY NOTICES UNDER 37 C.F.R. § 42.8 via electronic mail on the following counsel of record:

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