

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AUROBINDO PHARMA USA, INC.,
Petitioner,

v.

ANDRX LABS, LLC,
TEVA PHARMACEUTICAL USA INC., AND SHIONOGI INC.,
Patent Owner.

Case IPR2017-01648
Patent 6,866,866 B1

PATENT OWNER'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70 and the Board's January 2, 2018 Scheduling Order (Paper No. 15), Patent Owner respectfully requests oral argument, which is currently scheduled for September 24, 2018. Pursuant to C.F.R. § 42.70, Patent Owner specifies that the principal issues to be argued will include:

- Whether claims 1-25 are unpatentable under 35 U.S.C. § 102 over International Patent Application No. WO 00/12097 (Ex. 1007).
- Whether claims 1-3 are unpatentable under 35 U.S.C. § 102 over International Patent Application No. WO 99/47128 (Ex. 1003).
- Whether claims 1-25 are unpatentable under 35 U.S.C. § 103(a) over International Patent Application No. WO 99/47125 (Ex. 1002) in view of International Patent Application No. WO 99/47128 (Ex. 1003).
- Any arguments raised by Petitioner in its Reply.
- Any additional issues raised by either party in a request for oral argument or in any other motion or paper filed by either party before oral argument.
- Any issues specified by Petitioner at the oral argument.

Patent Owner requests the ability to use audio-visual equipment (including, but not limited to, a computer, projector, and a screen) to display possible demonstratives and exhibits (including PowerPoint slides). If this request for oral hearing is granted, Patent Owner will direct its requests for audio-visual equipment to Trials@uspto.gov.

Patent Owner requests forty-five minutes to present its arguments in connection with IPR2017-01648. Patent Owner also informs the Board that it anticipates more than five individuals, including counsel, will attend the argument on its behalf.

Date: August 3, 2018

Respectfully submitted,

/David L. Cavanaugh/

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CERTIFICATE OF SERVICE

I hereby certify that, on August 3, 2018, I caused a true and correct copy of:

- Patent Owner's Request for Oral Argument

to be served via electronic mail on the following attorneys of record:

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