

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PAR PHARMACEUTICAL, INC.,
Petitioner,

v.

HORIZON THERAPEUTICS, LLC,
Patent Owner.

Case IPR2017-01767 (Patent 9,254,278)
Case IPR2017-01768 (Patent 9,095,559)
Case IPR2017-01769 (Patent 9,326,966)

Deposition of

GREGORY M. ENNS, M.B., Ch.B.

Wednesday, July 18, 2018

REPORTED BY: JOHN WISSENBACH, RDR, CRR, CRC
CSR 6862

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GREGORY M. ENNS, M.B., Ch.B.	
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E X H I B I T S

No.	Description	Page
Exhibit 1026	Inborn Metabolic Diseases, Diagnosis and Treatment, 3rd, Revised Edition, J. Fernandes, et al., Springer-Verlag; Chapter 17, Disorders of the Urea Cycle, J.V. Leonard (title pages and pages 215-222)	4

1 BE IT REMEMBERED that, pursuant to the laws
2 governing the taking and use of depositions, on
3 Wednesday, July 18, 2018, commencing at 8:57 a.m.
4 thereof, at the offices of Regus, 228 Hamilton Avenue,
5 3rd Floor, Palo Alto, California, before me, JOHN
6 WISSENBACH, a Certified Shorthand Reporter, personally
7 appeared GREGORY M. ENNS, M.B., Ch.B., called as a
8 witness by the Petitioner, who, being by me first duly
9 sworn, was thereupon examined as a witness in said
10 action.

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1 (Deposition Exhibit 1026 was marked for
2 identification.)

3 EXAMINATION BY MR. SILVERSTEIN

4 Q. Good morning, Dr. Enns.

5 A. Good morning.

6 Q. My name is David Silverstein. I'll be taking
7 your deposition today. Do you mind stating your full
8 name and address for the record.

9 A. Gregory Mark Enns. Shall I state my home or my
10 work address?

11 Q. Both.

12 A. Okay. My home address is 907 Whitehall Lane,
13 Redwood City, California 94601, and my work address is
14 300 Pasteur Drive, Stanford, California 94305.

15 Q. I think I've -- I've seen a couple of them, so
16 I know you've been deposed a number of times, and you've
17 testified a number of times; is that correct?

18 A. Yes.

19 Q. How many times have you been deposed?

20 A. Approximately 30 to 35 times.

21 Q. Okay. And how many of those were patent cases?

22 A. The patent cases are a handful of times. I
23 don't recall off the top of my head. It would be five
24 or so, I think; maybe more. It's all a bit of a blur.

25 Q. Have you testified at trial before?

1 A. Yes.

2 Q. How many times?

3 A. I've testified once for plaintiffs in a medical
4 malpractice case by a video deposition for a trial. I
5 was a defense expert in another medical malpractice
6 case. And recently -- this wasn't a trial; it was an
7 arbitration, so I'm not sure if that counts. But I
8 testified in an arbitration recently.

9 Q. Testified in any patent cases?

10 A. No.

11 Q. In your role as expert witnesses in patent
12 cases, has it always been on the side of the brand?

13 A. Yes.

14 Q. Okay. Have you ever been sued before?

15 A. Yes.

16 Q. What was the nature of those matters?

17 A. It was a single case, several years back now,
18 related to a genetic test that I had performed in a
19 patient I had seen once, ten years before getting notice
20 of being sued. The case related to a laboratory result
21 being report -- reported as negative, and then ten years
22 later the laboratory redid the test and found out that
23 they had made a mistake.

24 Q. So was that a medical malpractice case?

25 A. It was.

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