

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ELI LILLY AND COMPANY,
Petitioner,

v.

TEVA PHARMACEUTICALS INTERNATIONAL GMBH,
Patent Owner.

Case IPR2018-01427
Patent 8,597,649 B2

REQUEST FOR ORAL ARGUMENT

Mail Stop "PATENT BOARD"
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Pursuant to the Board's February 25, 2019 Scheduling Order (Paper 15), Patent Owner Teva Pharmaceuticals International GmbH respectfully requests oral argument, currently scheduled for November 22, 2019. Under 37 C.F.R. § 42.70, and without intending to waive any issue not specifically identified, Patent Owner specifies the following issues to be argued:

1. Whether claims 1-9 are unpatentable as obvious in view of Tan 1995, Wimalawansa, and Queen;
2. Any issues raised by Petitioner in its request for oral hearing; and
3. Any other issues the Board deems necessary for issuing a final written decision (e.g., the motion to strike and any motion to exclude).

Patent Owner and Petitioner have conferred and request that IPR2017-01427 and related cases IPR2017-01422, IPR2017-01423, IPR2017-01424, IPR2017-01425, and IPR2017-01426 be consolidated into one single hearing.

Patent Owner requests that each party be allocated one (1) hour, including rebuttal, in which to present arguments.

Patent Owner requests that the hearing be held in Alexandria, Virginia because that location will be more convenient, have simpler logistics, and be less costly for both Patent Owner and Petitioner. Counsel for Patent Owner and the majority of counsel for Petitioner are located in the Washington, DC area. In addition, two of the three members of the Board assigned to this case appear to be

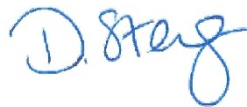
based in the Alexandria location, making the Alexandria location more convenient for the majority of the panel. Patent Owner's counsel is also already scheduled to be on the East Coast around the time of the hearing.

Patent Owner requests that the Board provide audio-visual equipment to display demonstrative exhibits, including a projector and screen for displaying documents from a computer.

In addition to counsel listed on the mandatory notices, Patent Owner expects additional attendees from Teva and understands Petitioner to also expect additional guests.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Date: October 25, 2019
1100 New York Avenue, NW
Washington, DC 20005
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Deborah A. Sterling, Ph.D.
Lead Counsel for Patent Owner
Registration No. 62,732

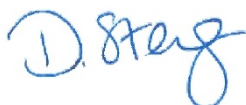
CERTIFICATE OF SERVICE (37 C.F.R. § 42.6(e))

The undersigned hereby certifies that the above-captioned “Request for Oral Argument” was served in its entirety on October 25, 2019, via electronic mail upon the following counsel for Petitioner:

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