

From: Tyler Liu
To: ["trials@uspto.gov"](mailto:trials@uspto.gov)
Cc: [Dennies Varughese](#); [Adam LaRock](#); ["Liz Hagan"](#); [Jim Trainor](#); [Vanessa Park-Thompson](#)
Subject: IPR2019-00207 - Request for Authorization to File Motion for Additional Discovery
Date: Tuesday, October 08, 2019 5:41:59 PM
Attachments: [image001.png](#)
[image002.png](#)

Dear Board,

Petitioners request authorization to file a motion for additional discovery. Patent Owner in this proceeding relies upon a declaration of co-inventor Dr. Kevin Warner. Patent Owner has refused to make Dr. Warner available for cross-examination. Petitioners seek:

- (1) the opportunity to cross-examine Dr. Warner in this proceeding.
- (2) the production of the transcript of Dr. Kevin Warner's deposition that occurred in the related district court litigation (*Almirall LLC v. Taro Pharmaceutical Industries Ltd.*, No. 1-17-cv-00663 (D. Del. Mar. 11, 2019)) involving the same '219 patent challenged in this IPR proceeding.

Petitioners conferred with Patent Owner, and Patent Owner confirmed that it opposes Petitioners' request. Counsel for both parties are available for a teleconference with the Board any time on Thursday, October 10, per the Board's convenience.

Regards,
Tyler Liu
(Back-up Counsel for Petitioners Amneal)



Tyler Liu
Associate
Sterne, Kessler, Goldstein & Fox P.L.L.C.
1100 New York Avenue, NW, Washington, DC 20005
Email: tliu@sternekessler.com
Direct: 202.772.8641
Administrative Assistant: Shanova Banks
Main: 202.371.2600 **Direct:** 202.772.8760