

1 UNITED STATES PATENT AND TRADEMARK OFFICE  
2 BEFORE THE PATENT TRIAL AND APPEAL BOARD

3	AQUESTIVE THERAPEUTICS	)	
4	INC.,	)	
		)	
5	Petitioner,	)	Case No.
		)	IPR2019-00451
6	vs.	)	
		)	Patent No.
7	NEURELIS, INC.,	)	9,763,876
		)	
8	Patent Owner.	)	
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13 PTAB CONFERENCE CALL

14 Tuesday, February 11, 2020

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23 Reported by:

24 Stacey L. Daywalt

25 JOB NO. 176956

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Tuesday, February 11, 2020

4:03 p.m.

PTAB Conference Call, held before  
Administrative Patent Judges Jamie T. Wisz,  
Jon B. Tornquist and Zhenyu Yang, before Stacey  
L. Daywalt, a Court Reporter and Notary Public  
of the District of Columbia.

1 A P P E A R A N C E S:

2 (All appearances are telephonic)

3

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16 BY: RICHARD TORCZON, ESQ.

17 JEFFREY GUISE, ESQ.

18 LORELEI WESTIN, ESQ.

19 NATHANIEL LEACHMAN, ESQ.

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1 PTAB Conference Call

2 ADMINISTRATIVE PATENT JUDGE: Hi,  
3 everyone. Good afternoon. This is Judge Wisz.

4 With me on the line are  
5 Judge Tornquist and Judge Yang.

6 This is a conference call for  
7 IPR2019-00451.

8 And do we have Petitioner on the  
9 line?

10 MR. CHAKANSKY: Yes, you do, Your  
11 Honor. Michael Chakansky, Daniel A. Scola and  
12 Matthew Solow.

13 ADMINISTRATIVE PATENT JUDGE: Okay.  
14 Thank you.

15 And is Patent Owner on the line?

16 MR. GUISE: Yes. This is Jeff Guise  
17 with Wilson Sonsini.

18 With me is Rick Torczon, Nate  
19 Leachman and Lori Westin, I believe.

20 ADMINISTRATIVE PATENT JUDGE: Thank  
21 you.

22 And is there a court reporter on the  
23 line?

24 MR. TORCZON: There is, Your Honor.

25 ADMINISTRATIVE PATENT JUDGE: Great.

1 PTAB Conference Call

2 And who ordered the court reporter?

3 MR. TORCZON: The Patent Owner  
4 ordered the court reporter, and we intend to  
5 submit a transcript promptly after this call.

6 ADMINISTRATIVE PATENT JUDGE:  
7 Perfect. That's what I was going to ask, so  
8 thank you very much.

9 So we understand that this call was  
10 requested by Patent Owner to request  
11 authorization to file a motion to strike.

12 And so Patent Owner, please go ahead  
13 and tell us what material you're looking to  
14 strike and why you believe such a motion is  
15 justified.

16 MR. TORCZON: Thank you very much,  
17 Your Honor.

18 This is Richard Torczon. I'll be  
19 speaking for Neurelis in the call.

20 The basic point here is that  
21 substituting in a new expert without warning  
22 this late is prejudicial.

23 This is not an example where the --  
24 Aquestive has demonstrated that their original  
25 expert is unavailable or unwilling to testify

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