

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN PHARMACEUTICALS INC.,
Petitioner,

v.

MERCK SHARP & DOHME CORP.,
Patent Owner.

Case IPR2020-00040
U.S. Patent 7,326,708

JOINT NOTICE OF STIPULATION TO ADJUST SCHEDULE

Pursuant to the authorization provided in the original Scheduling Order (Paper 22 at 7), the Parties jointly request entry of the following adjusted schedule as set forth below. The Parties note that the following adjusted schedule only reflects stipulated changes to Due Date 1 and the portion of Due Date 2 related to Petitioner's reply. Patent Owner will not seek any further extension of Due Date 1. The Parties further note that they intend to separately seek authorization from the Board to modify the portion of Due Date 2 related to Petitioner's opposition to a motion to amend. The remaining dates remain unchanged.

Due Date No.	Current Due Date¹	Stipulated Due Date
Due Date 1	August 14, 2020	August 21, 2020
Due Date 2(a) ²	November 6, 2020	unchanged
Due Date 2(b) ³	November 6, 2020	November 13, 2020
Due Date 3(a) ⁴	December 18, 2020	unchanged

¹ The Current Due Dates column reflects the changes previously stipulated to by the Parties and ordered by the Board (Paper 32).

² Due Date 2(a) refers to the portion of Due Date 2 related to Petitioner's opposition to a motion to amend.

³ Due Date 2(b) refers to the portion of Due Date 2 related to Petitioner's reply.

⁴ Due Date 3(a) refers to the portion of Due Date 3 related to Patent Owner's reply to an opposition to a motion to amend.

Due Date No.	Current Due Date ¹	Stipulated Due Date
Due Date 3(b) ⁵	December 18, 2020	unchanged
Due Date 4	December 30, 2020	unchanged
Due Date 5	January 20, 2021	unchanged
Due Date 6	January 27, 2021	unchanged
Due Date 7	February 3, 2021	unchanged
Due Date 8	February 11, 2021	unchanged

Date: August 7, 2020

Respectfully submitted,

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⁵ Due Date 3(b) refers to the portion of Due Date 3 related to Patent Owner's sur-reply.

Case No. IPR2020-00040 | U.S. Patent No. 7,326,708

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned hereby certifies that a true and correct copy of the foregoing was served on August 7, 2020, by delivering a copy via electronic mail on the following attorneys of record:

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