

Petition for *Inter Partes* Review of
U.S. Patent No. 9,604,901 B2

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LIQUIDIA TECHNOLOGIES, INC.,

Petitioner

v.

UNITED THERAPEUTICS CORPORATION,

Patent Owner

U.S. Patent No. 9,604,901

Issue Date: March 28, 2017

Title: Process to Prepare Treprostinil, the Active Ingredient in Remodulin®

**DECLARATION OF JEFFREY D. WINKLER, PH.D.
IN SUPPORT OF PETITION FOR *INTER PARTES* REVIEW
OF U.S. PATENT NO. 9,604,901**

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I, Jeffrey D. Winkler, hereby declare and state as follows:

I. INTRODUCTION

1. I am over the age of eighteen and otherwise competent to make this declaration.

2. I have been retained by counsel for the Petitioner to offer technical opinions with respect to U.S. Patent No. 9,604,901 (“the ’901 patent”) and prior art references cited in *inter partes* review proceedings for the ’901 patent.

3. I am being compensated for my time in connection with this IPR at my standard consulting rate, which is \$850 per hour. My compensation is not dependent on the outcome of, or the content of my testimony in, the present IPR.

4. I have reviewed the ’901 patent and, in assessing it, I have considered the teachings of the scientific literature before December 17, 2007, in light of general knowledge in the art before that date.

5. This declaration presents my opinion that Claims 1-9 of the ’901 patent would have been obvious to a person of ordinary skill in the art before December 17, 2007. The technology of the ’901 patent involves nothing more than basic organic chemistry techniques – in my view, “organic chemistry 101” – all of which were well-known in the art prior to December 17, 2007.

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