UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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MYLAN PHARMACEUTICALS INC., CELLTRION, INC.,
and APOTEX INC.,
Petitioners

v.

REGENERON PHARMACEUTICALS, INC.
Patent Owner

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Case IPR2021-00880[1]
Patent 9,669,069 B2

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Case IPR2021-00881
Patent 9,254,338 B2

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# EXPERT DECLARATION OF DAVID M. BROWN, M.D.

[1] IPR2022-00257, IPR2022-00258, IPR2022-00298, and IPR2022-00301 have been joined with this proceeding.

## TABLE OF CONTENTS

**Page No.**

### Contents

I, Dr. David Brown, declare as follows:

## I. INTRODUCTION

1. I have been retained by counsel for Regeneron Pharmaceuticals, Inc. ("Regeneron") as a technical expert in connection with the above-captioned proceeding. I have been asked to provide my opinions and views on the materials I have reviewed in relation to the Petition for *Inter Partes* review of U.S. Patent No. 9,254,338 ("the'338 Patent") (Ex. 1001)[2] and the Petition for *Inter Partes* review of U.S. Patent No. 9,669,069 ("the '069 Patent") (Ex. 1019). In particular, I have been asked to comment on the state of the art as of the earliest filing date ("priority date") of the '338 and '069 Patents and to respond to the opinion and views of Petitioner's declarant, Thomas A. Albini, M.D. I submit this declaration in support of Regeneron's Patent Owner Responses ("PORs").

2. I am being paid at my usual and customary rate for my work on this matter. I have no personal or financial stake in, or affiliation with, the petitioner, real-parties-in-interest, or the patent owner. My compensation is not dependent upon the outcome of, or my testimony in, the present proceeding.

[2] Unless otherwise noted, all citations to exhibits refer to exhibits filed in IPR2021-00881, and all pin cites refer to the stamped exhibit page.

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