|    | Page 1   |
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| 1  | UNITED STATES PATENT AND TRADEMARK OFFICE              |
| 2  | BEFORE THE PATENT TRIAL AND APPEAL BOARD               |
| 3  |  |
|    | MYLAN PHARMACEUTICALS, INC., )                         |
| 4  | )  |
|    | )  |
| 5  | Petitioner; )  |
|    | )  |
| 6  | )  |
|    | -vs- ) Case IPR2021-00881                              |
| 7  | )  |
|    | ) Pat. No. 9,254,338 B2                                |
| 8  | REGENERON PHARMACEUTICALS, INC)                        |
|    | )  |
| 9  | )  |
|    | Patent Owner. )  |
| 10 | )  |
| 11 |  |
| 12 |  |
| 13 |  |
| 14 | REPORT OF PROCEEDINGS from the                         |
| 15 |  |
| 16 | Teleconference taken by Paul W. O'Connor, a CSR within |
| 17 |  |
| 18 | and for the State of Illinois, pursuant to the         |
| 19 |  |
| 20 | provisions of the Federal Code of Civil Procedure and  |
| 21 |  |
| 22 | Rules of the United State Patent and Trademark Office, |
| 23 |  |
| 24 | commencing at 12:30 p.m. on September 8, 2021.         |

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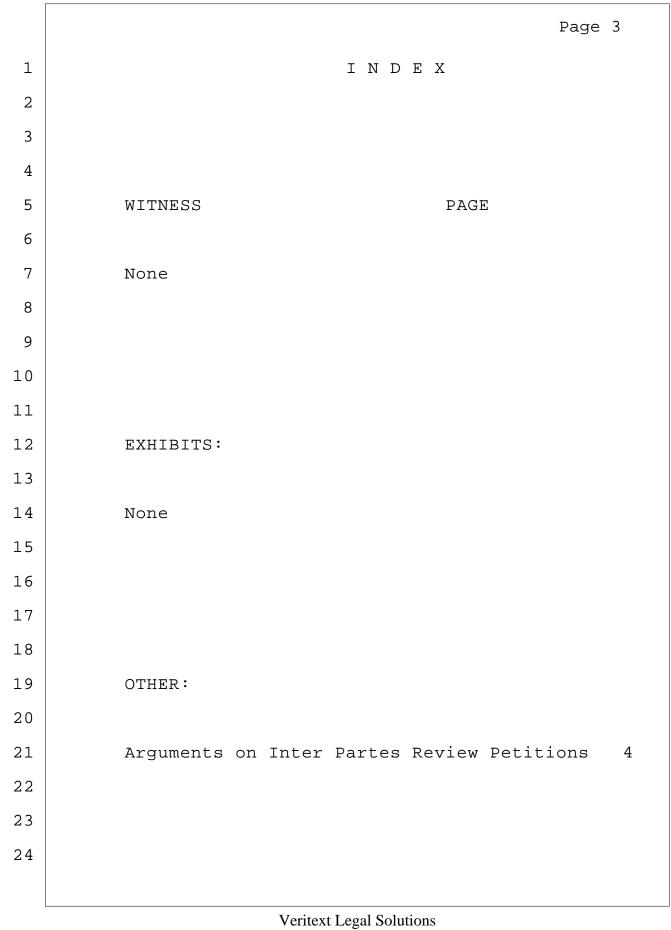
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Page 4 JUDGE NEW: Please identify yourselves. 1 MR. SALMEN: Yes, your Honor. My name is Heinz 2 Salmen from the law firm Rakoczy Molino Mazzochi Siwik on 3 behalf of Petitioner Mylan Pharmaceuticals, Inc. With me 4 on the call is Neil McLaughlin also from the Rakoczy 5 6 firm. 7 JUDGE NEW: Thank you. Welcome, Mr. Salmen. MR. SALMEN: Thank you, your Honor. 8 This is Deborah Fishman of the law 9 MS. FISHMAN: firm Arnold & Porter on behalf of patent owner Regeneron. 10 11 And with me today on the call are my colleagues Amanda 12 Antons and Alice Ho, also of the Arnold & Porter firm. 13 JUDGE NEW: Thank you very much. Do either party 14 have a court reporter. 15 I believe we have three items to talk about today on our agenda according to the e-mail we 16 17 received. The very first one concerns the -- there 18 doesn't seem to be much dispute between the parties on this one. Particularly in light of the view, in view of 19 20 the fact patent owner has confirmed it will not oppose 21 Petitioner's motion to update its mandatory notice if 22 needed. Do I understand that correctly? 23 MR. SALMEN: Yes. 24 MS. FISHMAN: Yep.

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JUDGE NEW: So there's no issue there for us to 1 resolve. With respect to the second issue, that is with 2 respect to the word counts in the petition and in the 3 preliminary response, because the word count is 4 prescribed by 35 USC 324, I don't know that the parties 5 6 can actually stipulate to increasing that so what I'd 7 like to do is solicit from you now a request that you 8 both be allowed to extend your briefs by the word count set forth in the e-mail, that is to say 128 words for the 9 patent owner and I'm sorry, 128 words for the patent 10 11 owner and 137 words in the patent owner response, and that's in 880 and 881. 12 13 Would patent owner care to make a request 14 to that effect? 15 MS. FISHMAN: Certainly your Honor. In lieu of seeking dismissal, patent owner would request an 16 additional 128 words in the 881 IPR for its POR should it 17 18 be instituted. And an additional 137 words in the 880 IPR for its POR should that IPR be instituted. 19 20 JUDGE NEW: Is there any objection to that on the 21 part of Petitioner? MR. SALMEN: Your Honor, I have no objection on 22 23 behalf of Petitioner. However, I believe patent owner 24 may have gotten the word number reversed.

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