1

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MYLAN PHARMACEUTICALS INC., MSN LABORATORIES PRIVATE LTD., and MSN PHARMACEUTICALS INC., Petitioner,

v.

BAUSCH HEALTH IRELAND LIMITED,

Patent Owner.

CASE IPR2022-007221 Patent 7,041,786

VIDEOTAPED DEPOSITION OF

MICHAEL SAMUEL EPSTEIN, M.D.

APRIL 11, 2023

202-220-4158



```
APPEARANCES
1
 2
    On behalf of Petitioner Mylan Pharmaceuticals Inc.
               WILSON SONSINI GOODRICH & ROSATI
                    RICHARD TORCZON, ESQUIRE
                    TASHA M. THOMAS, ESQUIRE
               1700 K Street, NW
               Washington, D.C. 2006-3817
               202.973.8800
 8
               rtorczon@wsgr.com
10
               tthomas@wsgr.com
11
12
               (By phone)
13
               WILSON SONSINI GOODRICH & ROSATI
               BY:
                    JAD A. MILLS, ESQUIRE
               701 Fifth Avenue, Suite 5100
16
               Seattle, Washington 98104-7036
17
               206.883.2500
               jmills@wsgr.com
19
20
21
22
```

202-220-4158



```
A P P E A R A N C E S (Continued)
 1
    On behalf of Petitioner MSN Laboratories Private Ltd.
 2
               (By phone)
               MERCHANT & GOULD, P.C.
                    ANDREW O. LARSEN, ESQUIRE
               500 Fifth Avenue, Suite 4100
               New York, New York 10100
               212.223.6520
               alarsen@merchantgould.com
10
11
     On behalf of Patent Owner
               FINNEGAN HENDERSON FARABOW GARRETT &
13
               DUNNER, LLP
                    KASSANDRA OFFICER, ESQUIRE
               BY:
                    JUSTIN J. HASFORD, ESQUIRE
16
               901 New York Avenue, NW
               Washington, D.C. 2001-4413
               202.408.4000
19
               kassandra.officer@finnegan.com
20
               justin.hasford@finnegan.como
21
22
```

202-220-4158



Epstein, M.D., Michael Samuel

```
1
               APPEARANCES (Continued)
 2
    Also present
    Matthew Greinert, Esquire, Mylan Pharmaceuticals Inc.
     (By phone)
 4
 5
    Drew Beltz, videographer
10
11
12
13
14
15
16
17
18
19
20
21
22
```

202-220-4158



Epstein, M.D., Michael Samuel

			5
1	* I N D E X *		
2	MICHAEL SAMUEL EPSTEIN, M.D.	PAGE	
3	DIRECT EXAMINATION BY MS. OFFICER	7	
4			
5			
6	* INDEX OF PREVIOUSLY MARKED EXHIBITS *		
7	NO. DESCRIPTION	PAGE	
8	Exhibit 1064 Declaration of Michael S.	19	
9	Epstein, M.D.		
10	Exhibit 1070 Rate Control in Drug Therapy	41	
11	Exhibit 2025 Declaration of Scott A.	48	
12	Waldman, M.D. PH.D., FDP, FAHA,		
13	FNAI, FASPET		
14			
15			
16			
17			
18			
19			
20			
21			
22			

202-220-4158



DOCKET A L A R M

Explore Litigation Insights



Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time** alerts and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.

