

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TWI PHARMACEUTICALS, INC.,
Petitioner,

v.

MERCK SERONO SA,
Patent Owner.

Case IPR2023-00049
U.S. Patent No. 7,713,947

**PATENT OWNER'S UPDATE TO MANDATORY NOTICES
UNDER 37 C.F.R. § 42.8**

Pursuant to 37 C.F.R. § 42.8, Patent Owner respectfully submits the following updated related matters for its Mandatory Notices.

I. 37 C.F.R. § 42.8(b)(2) – Related Matters

U.S. Patent No. 7,713,947 (“the ’947 patent”) is a patent-in-suit in the following litigations: *Merck KGaA, Merck Serono SA, and Ares Trading SA v. Accord Healthcare, Inc.*, No. 1:22-cv-00974-GBW (D. Del.), *Merck KGaA, Merck Serono SA, and Ares Trading SA v. Hopewell Pharma Ventures, Inc.*, No. 1:22-cv-01365-GBW (D. Del.), and *Merck KGaA, Merck Serono SA, and Ares Trading SA v. Aurobindo Pharma USA, Inc. and Aurobindo Pharma Limited*, No. 1:23-cv-00039-GBW (D. Del.).

The ’947 patent is related to U.S. Patent No. 8,377,903 (“the ’903 patent”), which issued from an application that was filed as a continuation of the ’947 patent. Petitioner concurrently filed a petition for *inter partes* review of the ’903 patent as proceeding no. IPR2023-00050.

On January 23, 2023, Hopewell Pharma Ventures, Inc. (“Hopewell”), filed petitions for *inter partes* review of the ’947 and ’903 patents as proceeding nos. IPR2023-00480 and IPR2023-00481, respectively. On February 10, 2023, Hopewell filed a petition for *inter partes* review of U.S. Patent No. 10,849,919 (“the ’919 patent”) as proceeding no. IPR2023-00482. The ’919 patent is assigned to Ares Trading SA and is a patent-in-suit in the judicial matters identified above.

Patent Owner's Update to Mandatory Notices
IPR2023-00049

Respectfully submitted,

Date: February 23, 2023

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CERTIFICATE OF SERVICE

I hereby certify that on February 23, 2023, I caused a true and correct copy of the following document:

- Patent Owner's Update to Mandatory Notices Under 37 C.F.R. § 42.8

to be served via e-mail, as consented to by Petitioner, on the following attorneys of record:

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