

**From:** [Trials](#)  
**To:** [Wong, Jovial](#)  
**Cc:** [sfisher@wc.com](mailto:sfisher@wc.com); [dberl@wc.com](mailto:dberl@wc.com); [Calquence-AZ@wc.com](mailto:Calquence-AZ@wc.com); [AcalabrutinibIPR](#); [Reig, Eimeric](#); [Trials](#)  
**Subject:** RE: SANDOZ INC. v. ACERTA PHARMA B.V. IPR2023-00478, U.S. Patent No. 10,272,083  
**Date:** Tuesday, May 23, 2023 8:49:51 AM

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Counsel,

From the Board –

Petitioner is authorized to submit a Reply of no more than 5 pages to the Patent Owner Preliminary Response (“POPR”) filed in IPR2023-00478. Petitioner’s brief is due no later than COB on Friday, May 26. Patent Owner may file a responsive Sur-reply having the same page limit and due no later than COB on Friday, June 2nd.

Regards,

Esther Goldschlager  
Supervisory Paralegal Specialist  
Patent Trial & Appeal Board  
U.S. Patent & Trademark Office

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**From:** Wong, Jovial <[JWong@winston.com](mailto:JWong@winston.com)>  
**Sent:** Monday, May 22, 2023 2:02 PM  
**To:** Trials <[Trials@USPTO.GOV](mailto:Trials@USPTO.GOV)>  
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**Subject:** SANDOZ INC. v. ACERTA PHARMA B.V. IPR2023-00478, U.S. Patent No. 10,272,083

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Your Honors:

Petitioner seeks leave to file a reply brief to respond to Patent Owner’s Preliminary Response. The proposed reply brief would be limited to addressing Patent Owner’s arguments seeking discretionary denial of the Petition under 35 U.S.C. §§ 325(d) and 314(a). See Prelim. Resp. 19–42, 58–61.

Patent Owner opposes Petitioner’s request for leave for the reasons set forth in the Prelim. Resp. at 28 n.4, and conditionally requests leave to file a sur-reply should the Board grant Petitioner’s request. Petitioner does not oppose Patent Owner’s conditional request for a sur-reply.

The parties are available for a telephone conference with the Board on the following days and times (all Eastern Time):

- May 26 from 2:00–3:00 PM
- May 30 from 11:00 AM – 12:00 PM, 1:00–2:00 PM, and 3:00–4:00 PM

May 31 from 11:00 AM – 2:00 PM

Regards,  
Jovial

**Jovial Wong**

**Partner**

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