

UNITED STATES PATENT AND TRADEMARK OFFICE

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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HOPEWELL PHARMA VENTURES, INC.,  
Petitioner,

v.

MERCK SERONO SA,  
Patent Owner.

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Case IPR2023-00481  
U.S. Patent No. 8,377,903

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**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. 8,377,903 (“the ’903 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 ’903 patent is related to U.S. Patent No. 7,713,947 (“the ’947 patent”), where the ’903 patent 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 ’947 patent, which was filed as proceeding no. IPR2023-00480. Additionally, the ’947 and the ’903 patents are subject to the following *inter partes* review petitions: *TWi Pharmaceuticals, Inc. v. Merck Serono SA*, IPR2023-00049 and *TWi Pharmaceuticals, Inc. v. Merck Serono SA*, IPR2023-00050, respectively.

On February 10, 2023, Petitioner filed a petition for *inter partes* review of U.S. Patent No. 10,849,919 (“the ’919 patent”), which was filed 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.

Respectfully submitted,

Date: March 1, 2023

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**CERTIFICATE OF SERVICE**

I hereby certify that on March 1, 2023, I caused a true and correct copy of the foregoing 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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