

From: [Trials](#)
To: [Komis, Jihad](#)
Cc: [Calquence-AZ](#); [Reig, Eimeric](#); [AcalabrutinibIPR](#); [Wong, Jovial](#); [Klein, Chuck](#); [Trials](#)
Subject: RE: SANDOZ INC. v. ACERTA PHARMA B.V. IPR2023-00478, U.S. Patent No. 10,272,083
Date: Monday, May 15, 2023 2:54:08 PM

Counsel,

The Board does not find that a conference call is necessary because Patent Owner's request to file a motion is not opposed.

Patent Owner is authorized to file a motion for leave to seek a certificate of correction, not to exceed six pages, within ten business days of this email.

Petitioner is authorized to file a response to Patent Owner's motion, not to exceed six pages, within ten business days from the motion's filing.

Regards,

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

From: Komis, Jihad <JKomis@wc.com>
Sent: Monday, May 15, 2023 8:46 AM
To: Trials <Trials@USPTO.GOV>
Cc: Calquence-AZ <Calquence-AZ@wc.com>; Reig, Eimeric <EReigPlessis@winston.com>; AcalabrutinibIPR <AcalabrutinibIPR@winston.com>; Wong, Jovial <JWong@winston.com>; Klein, Chuck <CKlein@winston.com>
Subject: SANDOZ INC. v. ACERTA PHARMA B.V. IPR2023-00478, U.S. Patent No. 10,272,083

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Your Honors,

Patent Owner seeks to obtain a certificate of correction to add a reference to the names of parties to a written joint research agreement to the face of U.S. Patent No. 10,272,083, which is the patent at issue in the above-captioned IPR. See MPEP §§ 717.02(a)(II) ("if the patent as issued does not include the names of the parties to the joint research agreement, the patent must be corrected to include the names of the parties to the joint research agreement by a certificate of correction.") As required by 37 C.F.R. § 1.323, Patent Owner respectfully requests the Board's leave to file a motion for leave to request a certificate of correction.

Petitioner does not oppose Patent Owner's request for leave to file a motion but respectfully

requests that Petitioner be granted leave to file a response to the motion and, in the event the motion were granted, that Patent Owner be required to submit Petitioner's response with its request for a certificate of correction. *See Commonwealth Sci. & Indus. Res. Org. v. BASF Plant Sci. GmbH*, PGR2020-00033, Paper 26 at 5 (PTAB Mar. 18, 2021). Patent Owner does not oppose Petitioner's requests.

Should the Board wish to have a teleconference, the parties are available on Thursday, May 18 between 11am-2pm or Friday, May 19 between 11am-12pm. Thank you.

Regards,
Jihad

Jihad J. Komis

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