

From: [Trials](#)
To: [Knauss, Daniel](#); [Trials](#)
Cc: [Rhyu, Michelle](#); [Flattmann Jr., Gerald J.](#); [Cochran, Andrew](#)
Subject: RE: PTAB-IPR-2023-00933, -00998, -00999, Samsung Bioepis Co., Ltd. v. Alexion Pharmaceuticals, Inc.
Date: Friday, September 22, 2023 8:16:18 AM

Counsel,

From the Board –

In response to Petitioner’s email of September 21, 2023, in each of IPR2023-00933, IPR2023-00998, and IPR2023-00999, Petitioner is authorized to file a six-page reply to address discretionary denial issues raised in Patent Owner’s Preliminary Response. Patent Owner is authorized to file a six-page sur-reply in response thereto. The Board appreciates the parties having met and conferred on this matter before seeking relief.

Petitioner’s Reply shall be due October 5, 2023.

Patent Owner’s Sur-Reply shall be due October 20, 2023.

If the parties have any questions regarding these instructions, they may contact the Board. This email will be made a Board exhibit to these proceedings.

Regards,

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

From: Knauss, Daniel <dknauss@cooley.com>
Sent: Thursday, September 21, 2023 3:07 PM
To: Trials <Trials@USPTO.GOV>
Cc: Rhyu, Michelle <RHYUMS@cooley.com>; Knauss, Daniel <dknauss@cooley.com>; Flattmann Jr., Gerald J. <GFlattmann@Cahill.com>; Cochran, Andrew <ACochran@cahill.com>
Subject: PTAB-IPR-2023-00933, -00998, -00999, Samsung Bioepis Co., Ltd. v. Alexion Pharmaceuticals, Inc.

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Samsung Bioepis Co., Ltd. v. Alexion Pharmaceuticals, Inc.
IPR2023-00933
IPR2023-00998
IPR2023-00999

Dear Board,

Petitioner in the above-listed cases requests authorization to file a preliminary reply of no more than six pages to address Patent Owner's arguments regarding discretionary denial of institution in its Preliminary Response. Petitioner conferred with Patent Owner and the parties agreed to the following briefing schedule, pending approval by the Board:

- Petitioner to file a reply brief limited to discretionary denial issues of no more than six pages by October 10, 2023.
- Patent Owner to file a surreply brief of equal length to Petitioner's reply, limited to addressing Petitioner's arguments in the reply brief, by October 30, 2023.

Please let us know if the Board desires a conference call to discuss the matter, in which case the parties can promptly provide their availability.

Respectfully submitted,

Dan Knauss (56,393)
Counsel for Petitioner

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