

From: [Trials](#)
To: [Yang, Christina Ji-Hye](#); [Trials](#)
Cc: [Diner, Bryan](#); [Hasford, Justin](#); [Goldberg, Joshua](#); [O'Quinn, Ryan](#); [Weingarten, M. David](#); [Luneack, Matthew](#); [Officer, Kassandra](#); [McDonnell, Ryan](#); ["Cipriano, Linnea P"](#); [Frederickson III, Robert](#); [Lu, Alexandra](#); [Zhou, Anna](#); ["Cassella, Christopher"](#); [extDG-Brimonidine](#)
Subject: RE: IPR2024-00563: Exhibits
Date: Thursday, December 26, 2024 8:30:18 AM

Good morning counsel,

From the Board –

Patent Owner's unopposed request as stated in the email below is granted. All the filings must be completed by January 6, 2025.

Also, in addition to a clean version of the update Patent Owner's Response, Patent Owner must file a red-line version showing any changes from the original version filed on December 3.

Regards,

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

From: Yang, Christina Ji-Hye <Christina.Yang@finnegan.com>
Sent: Monday, December 23, 2024 4:07 PM
To: Trials <Trials@USPTO.GOV>
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Subject: IPR2024-00563: Exhibits

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Dear Board,

Patent Owner requests the Board's authorization to file replacement EX-2271, withdraw EX-2272, and update Patent Owner's Response (Papers 21 and 22) and the exhibit list (Paper 23) to reflect changes to EX-2271 and EX-2272. EX-2271 is the original *Markman* brief filed in the parallel district

court proceeding, which was subsequently amended to withdraw the supporting declaration by Dr. Trattler. Dr. Trattler's declaration was filed as EX-2272 in this proceeding. Replacement EX-2271 will be the amended *Markman* brief that is currently pending before the district court. Petitioners indicated that they do not oppose.

Best regards,
Christina Ji-Hye Yang
Counsel for Patent Owner
Reg. No. 79,103

Christina Jihye Yang
Associate

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