

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AMNEAL PHARMACEUTICALS, INC.,
Petitioner

v.

NIVAGEN PHARMACEUTICALS, INC.,
Patent Owner

IPR2025-00731
Patent No. 11,925,661

PATENT OWNER'S UPDATED MANDATORY NOTICES

**PATENT OWNER'S UPDATED MANDATORY
NOTICES UNDER 37 C.F.R. § 42.8**

Pursuant to 37 C.F.R. § 42.8, the Patent Owner Nivagen Pharmaceuticals Inc. hereby submit the following Mandatory Notices in response to the Petition for *Inter Partes* Review of U.S. Patent No. 11,925,661.

1. Real Party-In-Interest under 37 CFR § 42.8(b)(1)

Nivagen Pharmaceuticals, Inc. (“Nivagen”) (Patent Owner) is the real party-in-interest.

2. Related Matters under 37 CFR § 42.8(b)(2)

The '661 patent is currently the subject of pending litigation: Nivagen Pharma. Inc. v. Amneal Pharma. Inc., No. 24-846-GBW (D. Del.)(“the Litigation”).

U.S. Patent No.: 11,925,661, stems from U.S. application serial no.: 18/460,941 that was filed on 05 Sept. 2023, which is a continuation-in-part application of U.S. application serial no.: 17/449,001 (filed on 12 Oct. 2021), which claims priority to, and the benefit of the earlier filing date of U.S. provisional application serial no.: 63/090,518 (filed 12 Oct. 2020). Further, Nivagen owns U.S. Patent No.: 11,813,291, which stems from U.S. application serial no.: 17/449,001 (filed on 12 Oct. 2021), which claims priority to, and the benefit of the earlier filing date to U.S. provisional application serial no.: 63/090,518 (filed 12 Oct. 2020). The '291 patent is the subject of IPR2025-00779.

3. Lead and Back-Up Counsel, under 37 CFR § 42.8(b)(3)

Patent Owner designates the following lead and back-up counsel:

LEAD COUNSEL	BACK-UP COUNSEL
Shashank Upadhye, Reg. No. 48,209 Upadhye Tang LLP 109 Symonds Dr. #174 Hinsdale, IL 60522-0174 312-327-3326 shashank@ipfdalaw.com	Brent Batzer Reg. No. 66,130 Upadhye Tang LLP 109 Symonds Dr. #174 Hinsdale, IL 60522 312-598-2612 brent@ipfdalaw.com Yixin Tang* Upadhye Tang LLP 109 Symonds Dr. #174 Hinsdale, IL 60522 312-598-2611 yixin@ipfdalaw.com *Pro Hac Vice granted (Paper #10, 20 Aug. 2025) Christopher M. Bruno ⁺ Upadhye Tang LLP 109 Symonds Dr. #174 Hinsdale, IL 60522 312-598-2613 chris@ipfdalaw.com + Pro Hac Vice <i>conditionally</i> granted (Paper #11, 20 Aug. 2025)

4. Service Information under 37 CFR § 42.8(b)(4)(i) *et seq.*

Service on Nivagen may be made by mail or hand delivery to: Shashank Upadhye, Upadhye Tang LLP, 109 Symonds Dr. #174, Hinsdale, IL 60522-0174. Nivagen also consents to and prefers electronic service by emailing:

shashank@ipfdalaw.com; brent@ipfdalaw.com; yixin@ipfdalaw.com;

chris@ipfdalaw.com; and referencing IPR2025-00731.

Respectfully submitted,

Dated: 25 Aug. 2025



Shashank Upadhye, 48,209
Upadhye Tang LLP

Attorney for Patent Owner

CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(4) and 42.205(b), the undersigned certifies that on 25 Aug. 2025, a complete and entire copy of this Patent Owners' Mandatory Notices and Powers of Attorney were provided by email to the Petitioner by serving the correspondence address of record as follows:

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