UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APOTEX INC. AND APOTEX CORP. Petitioners

v.

CELGENE CORPORATION Patent Owner

> Case IPR2018-00685 Patent 8,741,929 B2 Issued: June 3, 2014

Title: METHODS USING 3-(4-AMINO-1-OXO-1,3-DIHYDRO-ISOINDOL-2-YL)-PIPERIDINE-2,6-DIONE FOR TREATMENT OF MANTLE CELL LYMPHOMAS

SUBMISSION OF CASE LAW

DOCKET A L A R M Find authenticated court documents without watermarks at <u>docketalarm.com</u>. Pursuant to the Board's order, Petitioners submit the following precedent:

- *In re Morsa*, 713 F.3d 104, 109 (Fed. Cir. 2013)
- Libertad v. Welch, 53 F.3d 428, 443 n.12 (1st Cir. 1995)
- Buckley v. Airshield Corp., 116 F. Supp. 2d 658, 663 (D. Md. 2000)

Dated: July 20, 2018 STEPTOE & JOHNSON LLP 1114 Avenue of the Americas New York, NY 10036 Telephone: 212-506-3900 Fax: 212-506-3950 Email: <u>lenalidomide@steptoe.com</u> Respectfully submitted,

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CERTIFICATE OF SERVICE

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CERTIFICATE OF SERVICE

The undersigned certifies that on the date indicated below a copy of the foregoing Submission of Case Law was served electronically by filing through PTAB E2E, as well as by emailing copies to counsel indicated below:

F. Dominic Cerrito Andrew S. Chalson Daniel C. Wiesner Frank C. Calvosa Anthony M. Insognia Christopher J. Harnett Carey Miller, Ph.D. Mathew J. Hertko J. Patrick Elsevier, Ph.D.

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