Paper 112 Date: September 6, 2022

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

REGENERON PHARMACEUTICALS, INC., Petitioner

v.

NOVARTIS PHARMA AG, NOVARTIS TECHNOLOGY LLC, NOVARTIS PHARMACEUTICALS CORPORATION, Patent Owner.

> IPR2021-00816 Patent 9,220,631 B2

Record of Oral Hearing Held: July 21, 2022

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Before ERICA A. FRANKLIN, ROBERT L. KINDER, and JAMIE T. WISZ, *Administrative Patent Judges*.



#### **APPEARANCES:**

### ON BEHALF OF THE PETITIONER:

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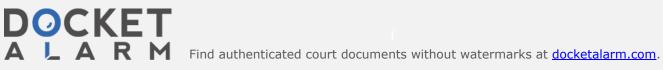
The above-entitled matter came on for hearing on Thursday, July 21, 2022, commencing at 11:27 a.m. EDT, at the U.S. Patent and Trademark Office, 600 Dulany Street, Alexandria, Virginia.



1	P-R-O-C-E-E-D-I-N-G-S
2	(11:27 a.m.)
3	JUDGE KINDER: Good morning, everyone. I'm Judge Kinder, and
4	with me today on the panel are Judges Franklin and Wisz. Today we're
5	going to be hearing oral argument in the case Regeneron Pharmaceuticals as
6	Petitioner v. Novartis Pharma AG and two other Novartis entities as Patent
7	Owner. The case is IPR2021-00816 involving U.S. Patent 9,220,631.
8	If we could do it initial roll call for Petitioner who's appearing today
9	and who's going to be arguing?
10	MR. DESAI: Good morning, Your Honors. Anish Desai. And with
11	me at the counsel table is Chris Pepe. And I will be arguing today.
12	JUDGE KINDER: All right, Mr. Desai, thank you.
13	Patent Owner?
14	MR. JAMES: Good morning, Your Honors. My name is William
15	James. I'll be arguing today. And with me is Elizabeth Holland at Patent
16	Owner's counsel table.
17	JUDGE KINDER: All right, Mr. James, thank you. As you can see,
18	we have two judges remote, so when we are presenting today we want to
19	take extra time, if you call out an exhibit number, give us just a few extra
20	seconds to flip to that exhibit so the judges that are remote can turn to that as
21	well, and also give me a few seconds to find it as well.
22	Petitioner has 45 minutes to present its argument in this case and
23	Patent owner also has 45 minutes to respond. If by chance we have
24	questions and we are feeling like we need extra time to understand the case,



1	we might go over a few minutes, but generally we'll would try to stick to the
2	45.
3	Petitioner is going to open the hearing by presenting its case regarding
4	the challenged claims. The Patent Owner will respond to the Petitioner's
5	argument.
6	The Petitioner may reserve rebuttal time to respond to the arguments
7	by Patent Owner. Mr. Desai, how much time do you need today?
8	MR. DESAI: I'll reserve 10 minutes.
9	JUDGE KINDER: Ten minutes of time. Okay. And then after
10	Petitioner has replied Patent Owner, you can reserve an amount of time.
11	How much time do you want to reserve, Mr. James?
12	MR. JAMES: Your Honor, I'll reserve five minutes.
13	JUDGE KINDER: Five minutes, okay. Give me one second to set
14	the timer. So we're looking at 35 minutes for the initial timer. Would you
15	like a yellow light warning at like two minutes out? That's up to you.
16	MR. DESAI: Sure, that's fine.
17	JUDGE KINDER: Okay. Two minutes it will be yellow. We talked
18	about the need to clearly identify the exhibit if you're referencing it or if
19	your references excuse me, if you were referencing a slide number, speak
20	the slide number clearly, give us a second to flip to that as well.
21	And I think there's that. Unless the parties have any other questions,
22	we can get started. Let me make sure my panel doesn't have any questions
23	at this time.
24	JUDGE FRANKLIN: I'm having a little trouble hearing the parties.
25	Can we do a mic check?



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