

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SLAYBACK PHARMA LLC,
Petitioner,

v.

EYE THERAPIES, LLC,
Patent Owner.

Case No.: IPR2022-00142

U.S. Patent No.: 8,293,742

**PETITIONER'S LIST OF OBJECTIONS TO
PATENT OWNER'S DEMONSTRATIVES**

Pursuant to the Board’s Order Setting Oral Argument (Paper 54), Petitioner respectfully submits the following objections to Patent Owner’s oral argument demonstratives. Copies of the objected-to demonstratives are attached hereto as Exhibit A, and one-sentence statements of the reason for each objection are listed in the table below.

Demonstrative	Reason for Objection
2, 72	Petitioner objects to these demonstratives because a portion of the cited evidence—paragraphs 6 and 7 of Exhibit 2023—are the subject of Petitioner’s Motion to Exclude Evidence (Paper 57), and these demonstratives should be excluded for the same reasons stated in Petitioner’s Motion.
4, 14–18, 83	Petitioner objects to these demonstratives because they present a new argument that was not presented in any of Patent Owner’s papers, particularly to the extent that Patent Owner argues that the prior art does not disclose the claim limitation “consisting essentially of administering brimonidine.”
100	Petitioner objects to this demonstrative because it presents a new argument that was not presented in any of Patent Owner’s papers.

Dated: February 23, 2023

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Petitioner's List of Objections to Patent Owner's Demonstratives was served on February 23, 2023, by electronic mail to:

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Dated: February 23, 2023

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EXHIBIT A

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