

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GRÜNENTHAL GMBH,

Petitioner

v.

ANTECIP BIOVENTURES II LLC,

Patent Owner.

PGR2019-00028

U.S. Patent No. 10,052,338

DECLARATION OF ANTONIO TARQUINI

Grün. Exh. 1045
Grünenthal v. Antecip

I, Antonio Tarquini, declare as follows:

1. I am a Patent Information Professional at the Notarbartolo & Gervasi patent consultancy firm in Milan, Italy.

2. In July 2019, I contacted the editor of Pacini Editore SRL, the publisher of the *Giornale Italiano di Ortopedia e Traumatologia* (“GIOT”).

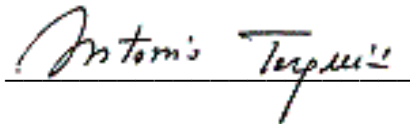
3. Through email and phone conversations with employees of the publisher, I requested information regarding the date on which the journal containing the article entitled M. Varena, *L'inquadramento clinico della sindrome algodistrofica (Complex Regional Pain Syndrome di tipo I). Recenti Acquisizioni, The clinical framework of algodystrophy (Complex Regional Pain Syndrome type I). An Update*, GIOT Ottobre 2011 37:227-234 (“Varena 2011”) became publicly available.

4. In response to my request, I received a signed declaration via email from Susanna Campigli (scampigli@pacinieditore.it) on July 15, 2019 setting forth the circumstances of the public dissemination of Varena 2011. This document is attached hereto as Exhibit 1.

5. I further requested documentation showing shipments of the journals containing Varena 2011, but I was told that this internal documentation could not be provided due to privacy concerns.

6. I make this declaration based on my own personal knowledge and experiences, and if called upon as a witness, could competently testify to the matters stated herein.

7. I declare that all statements made herein on my own knowledge are true and that all statements made on information and belief are believed to be true, and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

A handwritten signature in black ink, reading "Antonio Tarquini", written over a horizontal line.

Date January 8th 2020

Antonio Tarquini
Patent Information Professional
Notarbartolo & Gervasi

EXHIBIT 1

Declaration of Antonio Tarquini



PACINI EDITORE SRL

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Pisa, 8 luglio 2019

Con la presente Pacini Editore srl dichiara che il fascicolo della rivista GIOT 2011 contenente l'articolo dal titolo "L'INQUADRAMENTO CLINICO DELLA SINDROME ALGODISTROFICA (COMPLEX REGIONAL PAIN SYNDROME DI TIPO I).RECENTI ACQUISIZIONI" di Varena (GIOT OTTOBRE 2011; 37:227-234), è stato consegnato nella sede del 96° Congresso Nazionale SIOT – al Palacongressi di Rimini il giorno 26 settembre 2011 con DDT n. 219 in ragione di 150 copie distribuite presso lo stand di Pacini Editore. La rimanente tiratura è stata spedita in abbonamento postale all'indirizzario dei Soci SIOT nel mese di ottobre 2011.

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