

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

JANSSEN BIOTECH, INC. and
NEW YORK UNIVERSITY

Plaintiffs,

v.

Civil Action No. 1:15-cv-10698

CELLTRION HEALTHCARE CO., LTD.,
CELLTRION, INC., and
HOSPIRA, INC.

Defendants.

STATUS REPORT FOR HEARING COMMENCING ON AUGUST 16, 2016

Plaintiffs Janssen Biotech, Inc. and New York University (collectively “Plaintiffs”) and Defendants Celltrion Healthcare Co., Ltd., Celltrion, Inc., and Hospira, Inc. (collectively, “Defendants”) (together with Plaintiffs, the “Parties”) have met and conferred regarding the matters pending before this Court which are scheduled for hearing commencing on August 16, 2016 and continuing through August 18, 2016, as needed (the “Hearing”) [*Dkt 171*]. The Parties propose the following sequence of matters to be taken up by the Court at the Hearing and submit that this agreed upon schedule will streamline the Hearing for the Court:¹

1. Defendants’ Motion for Summary Judgment as to ‘471 Patent, Gilead Argument [*Dkt 127, 128 et seq.*]
2. Defendants’ Motion for Summary Judgment as to ‘471 Patent, Re-Exam Argument [*Dkt 176, 177 et seq.*]
3. Parties’ respective Claim Construction briefing for ‘083 Patent [*Dkt 145, 149 et seq.*]
4. Plaintiffs’ Motion to Expedite Trial [*Dkt 166-2 et seq.*]

¹ The Parties previously stipulated to consolidate cases 1:15-cv-10698 and 1:16-cv-11117 and to bifurcate damages issues [*Dkt 212*].

Respectfully submitted,

Dated: August 11, 2016

/s/ Andrea L. Martin

Dennis J. Kelly BBO #266340
Andrea L. Martin BBO #666117
BURNS & LEVINSON LLP
125 Summer Street
Boston, Massachusetts 02110
Tel.: (617) 345-3000
Fax: (617) 345-3299
Email: dkelly@burnslev.com
Email: amartin@burnslev.com

Charles B. Klein (admitted *pro hac vice*)
Steffen Johnson (admitted *pro hac vice*)
WINSTON & STRAWN LLP
1700 K Street, N.W.
Washington, D.C. 20006-3817
Tel: (202) 282-5000
Fax: (202) 282-5100
Email: cklein@winston.com
Email: sjohnson@winston.com

Samuel S. Park (admitted *pro hac vice*)
Dan H. Hoang (admitted *pro hac vice*)
35 West Wacker Drive
Chicago, IL 60601
Tel: (312) 558-5600
Fax: (312) 558-5700
Email: spark@winston.com
Email: dhoang@winston.com

Melinda K. Lackey (admitted *pro hac vice*)
1111 Louisiana, 25th Floor
Houston TX 77002
Tel: (713) 651-2600
Fax: (713) 651-2700
Email: mlackey@winston.com

KIRKLAND & ELLIS LLP
James Hurst (admitted *pro hac vice*)
WINSTON & STRAWN LLP
300 North LaSalle
Chicago, IL 60654

Dated: August 11, 2016

/s/ Heather B. Repicky

Heather B. Repicky BBO #663347
Alison C. Casey BBO #688253
NUTTER MCCLENNEN & FISH LLP
Seaport West
155 Seaport Boulevard
Boston, Massachusetts 02210
Tel. (617) 439-2000
Fax: (617) 310-9191
Email: hrepicky@nutter.com
Email: acasey@nutter.com

Dianne B. Elderkin (admitted *pro hac vice*)
Barbara L. Mullin (admitted *pro hac vice*)
Angela Verrecchio (admitted *pro hac vice*)
Jason Weil (admitted *pro hac vice*)
AKIN GUMP STRAUSS
HAUER & FELD LLP
Two Commerce Square
2001 Market Street, Suite 4100
Philadelphia, PA 19103-7013
Tel: (215) 965-1200
Fax: (215) 965-1210
Email: delderkin@akingump.com
Email: bmullin@akingump.com
Email: averrecchio@akingump.com
Email: jweil@akingump.com

Gregory L. Diskant (admitted *pro hac vice*)
Irena Royzman (admitted *pro hac vice*)
Aron Fischer (admitted *pro hac vice*)
Andrew D. Cohen (admitted *pro hac vice*)
PATTERSON BELKNAP WEBB
& TYLER LLP
1133 Avenue of the Americas
New York, New York 10036
Tel: (212) 336-2000
Fax: (212) 336-2222
Email: gldiskant@pbwt.com
Email: iroyzman@pbwt.com

Tel: (312) 862-2000
Fax: (312) 862-2200
Email: james.hurst@kirkland.com

*Attorneys for Celltrion Healthcare Co., Ltd.,
Celltrion, Inc. and Hospira Inc.*

Email: afischer@pbwt.com
Email: acohen@pbwt.com

*Attorneys for Janssen Biotech, Inc. and New
York University*

CERTIFICATE OF SERVICE

I certify that on August 11, 2016 this document, filed through the ECF system, will be sent electronically to the parties or their counsel who are registered participants as identified on the Notice of Electronic Filing.

/s/ Andrea L. Martin