

**IN THE UNITED STATES DISTRICT COURT FOR
THE NORTHERN DISTRICT OF WEST VIRGINIA**

IN RE: AFLIBERCEPT PATENT LITIGATION

MDL No. 1-24-md-3103-TSK

THIS DOCUMENT RELATES TO:

Civil Action No. 1:23-cv-89-TSK

Civil Action No. 1:24-cv-53-TSK

STIPULATION AND BRIEFING SCHEDULE

WHEREAS Defendant Celltrion, Inc. (“Celltrion”) intends to file a motion to dissolve the preliminary injunction (No. 24-md-3013, D.I. 215) entered by the Court on June 28, 2024, and affirmed by the Federal Circuit on March 5, 2025 (*Regeneron Pharms., Inc. v. Mylan Pharms. Inc.*, No. 2024-2058, 2025 WL 706079 (Fed. Cir. Mar. 5, 2025));

WHEREAS Regeneron Pharmaceuticals, Inc. (“Regeneron”) intends to oppose such a motion;

WHEREAS Celltrion has proposed the following briefing schedule for that motion;

WHEREAS Regeneron does not object to Celltrion’s proposed schedule with the understanding that the parties will continue to confer regarding the scope of necessary discovery;

IT IS THEREFORE STIPULATED AND AGREED that:

1. The deadline for each party to serve document requests in furtherance of, or related to, Celltrion’s motion to dissolve shall be Monday, September 15, 2025.
2. The deadline for responses and objections to the aforementioned document requests shall be Friday, September 19, 2025.
3. The deadline to produce documents responsive to those requests shall be Friday, October

17, 2025.

4. Celltrion shall file its opening brief in support of its motion to dissolve on Friday, October 31, 2025.
5. The deadline for deposition of any fact or expert witnesses who submitted declarations in support of Celltrion's motion shall be Friday, November 14, 2025.
6. Regeneron shall file its opposition brief on Friday, November 21, 2025.
7. The deadline for deposition of any fact or expert witnesses who submitted declarations in support of Regeneron's opposition motion shall be Friday, December 5, 2025.
8. Celltrion shall file its reply brief in support of its motion to dissolve on Friday, December 12, 2025. No declaration shall be filed with Celltrion's reply absent leave of Court or for good cause as determined by the Court.

The Federal and Local Rules and any other applicable Court orders will otherwise govern the above schedule.

AGREED TO AND SUBMITTED BY:

Date: September 15, 2025

REGENERON PHARMS., INC.
CAREY DOUGLAS KESSLER & RUBY, PLLC

/s/ David R. Pogue
Steven R. Ruby (WVSB No. 10752)
David R. Pogue (WVSB No. 10806)
Raymond S. Franks II (WVSB No. 6523)
707 Virginia Street East
901 Chase Tower (25301)
P.O. Box 913
Charleston, West Virginia 25323
(304) 345-1234
sruby@cdkrlaw.com
drpogue@cdkrlaw.com

CELLTRION, INC.
HISSAM FORMAN DONOVAN RITCHIE PLLC

/s/ Max C. Gottlieb
Michael B. Hissam (WVSB #11526)
Max C. Gottlieb (WVSB #13201)
Andrew C. Robey (WVSB #12806)
Carl W. Shaffer (WVSB #13260)
P.O. Box 3983
Charleston, WV 25339
681-265-3802 office
304-982-8056 fax
mhissam@hfdrlaw.com
mgottlieb@hfdrlaw.com

Of Counsel:

David I. Berl (admitted *PHV*)
Ellen E. Oberwetter (admitted *PHV*)
Thomas S. Fletcher (admitted *PHV*)
Andrew V. Trask (admitted *PHV*)
Teagan J. Gregory (admitted *PHV*)
Shaun P. Mahaffy (admitted *PHV*)
Kathryn S. Kayali (admitted *PHV*)
Arthur J. Argall III (admitted *PHV*)
Adam Pan (admitted *PHV*)
Haylee N. Bernal Anderson (admitted *PHV*)
Renee M. Griffin (admitted *PHV*)
Jennalee Beazley* (admitted *PHV*)
WILLIAMS & CONNOLLY LLP
680 Maine Avenue, SW
Washington, DC 20024
(202) 434-5000
dberl@wc.com
eoberwetter@wc.com
tfletcher@wc.com
atrask@wc.com
tgregory@wc.com
smahaffy@wc.com
kkayali@wc.com
aargall@wc.com
apan@wc.com
handerson@wc.com
rgriffin@wc.com
jbeazley@wc.com

*Admitted only in Pennsylvania; practice supervised by D.C. Bar members

arobey@hfdrlaw.com
cshaffer@hfdrlaw.com

Robert Cerwinski, (*pro hac vice*)
Aviv Zalcenstein, (*pro hac vice*)
Michael Cottler, (*pro hac vice*)
Lora Green, (*pro hac vice*)
David Kim, (*pro hac vice*)
Brigid Morris, (*pro hac vice*)
Kyle Musgrove, (*pro hac vice*)
Cindy Chang, (*pro hac vice*)
Michael W. Johnson, (*pro hac vice*)
GEMINI LAW LLP
40 W 24th Street
New York, NY 10010
(917) 915-8832
rcerwinski@geminilaw.com
azalcenstein@geminilaw.com
mcottler@geminilaw.com
lgreen@geminilaw.com
dkim@geminilaw.com
bmorris@geminilaw.com
kmusgrove@geminilaw.com
cchang@geminilaw.com
mjohnson@geminilaw.com

Matthew Freimuth, (*pro hac vice*)
Dan Constantinescu, (*pro hac vice*)
Ocean Lu, (*pro hac vice*)
WILLKIE FARR & GALLAGHER LLP
787 Seventh Avenue
New York, NY 10019
(212) 728-8000
mfreimuth@willkie.com
dconstantinescu@willkie.com
olu@willkie.com
Attorneys for Celltrion, Inc

Elizabeth Stotland Weiswasser (admitted *PHV*)
Anish R. Desai (admitted *PHV*)
WEIL, GOTSHAL & MANGES
767 Fifth Avenue
New York, NY 10153
Elizabeth.Weiswasser@weil.com
Anish.Desai@weil.com

Christopher M. Pepe (admitted *PHV*)
WEIL, GOTSHAL & MANGES
2001 M Street, NW
Suite 600
Washington, DC 20036
Christopher.Pepe@weil.com

Andrew E. Goldsmith (admitted *PHV*)
Evan T. Leo (admitted *PHV*)
Jacob E. Hartman (admitted *PHV*)
Mary Charlotte Y. Carroll (admitted *PHV*)
Sven E. Henningson (admitted *PHV*)
Alyssa J. Picard (admitted *PHV*)
KELLOGG, HANSEN, TODD, FIGEL &
FREDERICK, P.L.L.C.
1615 M Street, N.W., Suite 400
Washington, D.C. 20036
TEL: (202) 326-7900
agoldsmith@kellogghansen.com
eleo@kellogghansen.com
jhartman@kellogghansen.com
mcarroll@kellogghansen.com
shenningson@kellogghansen.com
apicard@kellogghansen.com

*Attorneys for Plaintiff Regeneron
Pharmaceuticals, Inc.*

CERTIFICATE OF SERVICE

The undersigned counsel hereby certifies that on the 15th day of September 2025, service of the foregoing document was made to counsel of record by CM/ECF filing.

/s/ Max C. Gottlieb
Max C. Gottlieb (WVSB No. 13201)