

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

COMMONWEALTH SCIENTIFIC AND INDUSTRIAL RESEARCH
ORGANISATION,
Petitioner,

v.

BASF PLANT SCIENCE COMPANY GMBH,
Patent Owner.

Case No. PGR2023-00007

U.S. Patent No. 11,260,095

Issued: March 1, 2022

PETITIONER'S UPDATED EXHIBIT LIST

Pursuant to 37 C.F.R. § 42.63(e), Petitioner hereby submits a current listing of its exhibits to counsel for Patent Owner. Exhibit 1016 (Confidential) cited in the Parties' Joint Motion to Terminate Post Grant Review, was filed on Patent Trial and Appeal Case Tracking System (P-TACTS) and served via email to Patent Owner's counsel of record.

EXHIBIT LIST

<u>Exhibit No.</u>	<u>Description</u>
1001	Senger et al., U.S. Patent No. 11,260,095, “Modification of Plant Lipids Contains PUFAs,” issued March 1, 2022
1002	Declaration of Narendra Yadav, Ph. D., in Support of Petition for Post-Grant Review of U.S. Patent No. 11,260,095
1003	Senger et al., PCT International Application Publication No. WO 2016/075325, published May 19, 2016
1004	U.S. Provisional Application No. 62/234,373, filed September 29, 2015
1005	U.S. Provisional Application No. 62/079,622, filed November 14, 2014
1006	Meyer et al. (2003). Biosynthesis of docosahexaenoic acid in <i>Euglena gracilis</i> : biochemical and molecular evidence for the involvement of a Δ^4 -fatty acyl group desaturase. <i>Biochemistry</i> , 42(32), 9779-9788.
1007	File History of U.S. Application No. 15/526,162 excluding copies of references submitted with Information Disclosure Statements
1008	PCT International Patent Application Publication No. WO 2013/153404, published October 17, 2013
1009	Truksa et al., “Molecular analysis of flax 2S storage protein conlinin and seed specific activity of its promoter,” <i>Plant Physiology and Biochemistry</i> , 41 (2003) 141-147
1010	James et al. (1995). Directed tagging of the Arabidopsis FATTY ACID ELONGATION1 (FAE1) gene with the maize transposon activator. <i>The Plant Cell</i> , 7(3), 309-319.
1011	Lassner et al. (1996). A jojoba beta-Ketoacyl-CoA synthase cDNA complements the canola fatty acid elongation mutation in transgenic plants. <i>The Plant Cell</i> , 8(2), 281-292.

<u>Exhibit No.</u>	<u>Description</u>
1012	Barret et al. (1998). A rapeseed FAE1 gene is linked to the E1 locus associated with variation in the content of erucic acid. <i>Theoretical and Applied Genetics</i> , 96(2), 177-186.
1013	PCT International Patent Application Publication No. WO 2013/185184, published December 19, 2013
1014	PCT International Patent Application Publication No. WO 2015/089587, published June 25, 2015
1015	Rossak, et al. (2001). Expression of the FAE1 gene and FAE1 promoter activity in developing seeds of <i>Arabidopsis thaliana</i> . <i>Plant Molecular Biology</i> , 46(6), 717-725.
1016	Confidential Settlement Agreement

Respectfully submitted,

February 1, 2023

/Gary J. Gershik/

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that, pursuant to 37 C.F.R. § 42.6(e), a copy of the foregoing “PETITIONER’S UPDATED EXHIBIT LIST” and Exhibit 1016 is being electronically filed via the Patent Trial and Appeal Case Tracking System (P-TACTS) and served today, February 1, 2023, by e-mail to counsel for Patent Owner BASF at the email addresses listed below:

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Dated: February 1, 2023

/Darren Haber/

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