

From: [Trials](#)
To: [Krumplitsch, Susan](#); [Harwood, Melissa](#); 334PGR@mcandrews-ip.com; [Brad P. Loren](#); bmahon@mcandrews-ip.com; amenchaca@mcandrews-ip.com
Cc: [Trials](#)
Subject: RE: PGR2023-00043, Intas Pharm. Ltd. v. Atossa Therapeutics, Inc.
Date: Tuesday, October 15, 2024 9:36:43 AM
Attachments: [image001.png](#)

Counsel:

Patent Owner's unopposed request for authorization to file a Response to Petitioner's Observations 1 and 4 on the Cross-examination of Dr. Davies is granted.
Patent Owner shall file its Response no later than October 21, 2024.

Regards,

Franchesca I. Alicea Villanueva
Supervisory Paralegal
Patent Trial & Appeal Board
U.S. Patent & Trademark Office
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From: Krumplitsch, Susan <Susan.Krumplitsch@us.dlapiper.com>
Sent: Friday, October 11, 2024 1:53 PM
To: Trials <Trials@USPTO.GOV>
Cc: Harwood, Melissa <Melissa.Harwood@us.dlapiper.com>; 334PGR@mcandrews-ip.com; Brad P. Loren <BLoren@mcandrews-ip.com>; bmahon@mcandrews-ip.com; amenchaca@mcandrews-ip.com
Subject: PGR2023-00043, Intas Pharm. Ltd. v. Atossa Therapeutics, Inc.

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Dear Honorable Board:

In PGR2023-00043, Patent Owner respectfully requests the Board's authorization to file a Response to Petitioner's Observations on the Cross-Examination of Stephen G. Davies, Ph.D. (Paper 26), limited to addressing Petitioner's Observations 1 and 4, which Patent Owner submits are argumentative and mischaracterize Dr. Davies' cross-examination testimony.

Patent Owner submits that Petitioner's Observations are impermissible under the Board's Instructions emailed to the parties on September 4, 2024. See September 4, 2024 Email ("Observations must be a concise statement of the relevance of the testimony and are not an opportunity to raise new issues or re-argue issues."). Due to the proximity of Oral Argument set for October 30, 2024, Patent Owner requests that its Response to Petitioner's Observations be due five (5) days from the date of the Board's authorization.

The parties have conferred, and Petitioner does not oppose Patent Owner's request.

Ex. 3002
PGR2023-00043

The parties are available for a conference call at the Board's request.

Kind regards,

Susan Krumplitsch

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