UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

COALITION FOR AFFORDABLE DRUGS II LLC Petitioner

v.

NPS PHARMACEUTICALS, INC. Patent Owner

> IPR2015-00990 Patent No. 7,056,886

PETITIONER'S NOTICE OF DEPOSITION OF JOHN F. CARPENTER, Ph.D. PURSUANT TO 37 C.F.R. § 42.53(d)(4)

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Notice of Deposition of John Carpenter, Ph.D.

Pursuant to 37 C.F.R. § 42.53(d)(4), Petitioner, by and through its attorneys, will conduct cross-examination by deposition of John F. Carpenter, Ph.D. As agreed by the parties, Dr. Carpenter's deposition will take place on Wednesday March 30, 2016, commencing at 9:30 AM (Eastern time) at the offices of Troutman Sanders, located at 875 3rd Avenue, Floor 15, New York, NY 10022. Counsel for Patent Owner has represented that Dr. Carpenter will appear at the date, time, and location indicated above.

The cross-examination will be taken before a Notary Public or other officer authorized by law to administer oaths. It will be recorded using videographic, audiotape and/or stenographic means.

Respectfully submitted,

MERCHANT & GOULD P.C.

Date: March 21, 2016

/s/ Jeffrey D. Blake Jeffrey D. Blake, Reg. No. 58,884 Matthew L. Fedowitz, Reg. No. 61,386 Brent E. Routman (*pro hac* pending) Merchant & Gould P.C. 191 Peachtree Street N.E., Suite 3800 Atlanta, GA 30303 Attorneys for Petitioner

CERTIFICATE OF SERVICE ON PATENT OWNER

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that on the 21st

day of March, 2016, a complete and entire copy of PETITIONER'S NOTICE OF

DEPOSITION OF DR. JOHN F. CARPENTER, Ph.D., PURSUANT TO 37

C.F.R. § 42.53(d)(4) was provided via electronic mail to the following counsel as

designated in Patent Owner's Mandatory Notices (Paper 5):

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RM

Respectfully submitted, MERCHANT & GOULD P.C.

BY: <u>/s/ Jeffrey D. Blake</u> Jeffrey D. Blake Merchant & Gould P.C. 191 Peachtree Street, NE Suite 3800 Atlanta, GA 30303