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UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD
Case IRP2015-00990 and IPR2015-01093
Patent 7,056,886

-----x
COALITION FOR AFFORDABLE DRUGS II LLC,
Petitioner,

- against -

NPS PHARMACEUTICALS, INC.,
Patent Owner.

-----x
March 30, 2016
9:55 a.m.

** HIGHLY CONFIDENTIAL **

Videotaped Deposition of JOHN
CARPENTER, Ph.D., taken by Petitioner,
pursuant to Notice, held at the offices of
Troutman Sanders LLP, 875 Third Avenue,
New York, New York, before Jineen Pavesi,
a Registered Professional Reporter,
Registered Merit Reporter, Certified
Realtime Reporter and Notary Public of the
State of New York.

CFAD Exhibit 1043
CFAD v. NPS
IPR2015-01093

1

2 A P P E A R A N C E S :

3 M E R C H A N T & G O U L D P . C .

4 1701 Duke Street

5 Suite 310

6 Alexandria, Virginia 22314

7 Attorneys for Petitioner

8 BY: MATTHEW L. FEDOWITZ, ESQ.

9 mfedowitz@merchantgould.com

10 MARY BRAM, ESQ.

11 mbram@merchantgould.com

12

13 TROUTMAN SANDERS LLP

14 875 Third Avenue

15 New York, New York 10022

16 Attorneys for Patent Owner

17 BY: JOSEPH R. ROBINSON, ESQ.

18 joseph.robinson@troutmansanders.com

19 HEATHER MOREHOUSE ETTINGER, Ph.D.,

20 ESQ.

21 heather.ettinger@troutmansanders.com

22

23 ALSO PRESENT:

24 MARGO FURMAN, Ph.D, JD, Shire

25 GEORGE LIBBARES, The Video Technician

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THE VIDEO TECHNICIAN: I am George Libbares, certified video specialist representing Veritext New York, the date today is March 30, 2016, and the time is 10:02 a.m.

This deposition is being held at Troutman Sanders, LLP, located at 875 Third Avenue, New York, New York, and is being taken by counsel for the petitioner.

The caption of this case is Coalition for Affordable Drugs II LLC, petitioner, versus NPS Pharmaceuticals, Inc., patent owner, this case is filed before the U.S. Patent and Trademark Office, before the Patent Trial and Appeal Board, Case No. IPR 2015-00990.

The name of the witness is John Carpenter, Ph.D. --

MR. ROBINSON: This is a deposition combined IPRs, there is another one also, 1093.

THE VIDEO TECHNICIAN: I didn't have that information, thank you.

At this time the attorneys will

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state their appearances and our court reporter, Jineen Pavesi representing Veritext New York, will swear in the witness and we can proceed.

MR. FEDOWITZ: Matthew Fedowitz from Merchant & Gould, Washington, on behalf of petitioner.

MS. BRAM: Mary Bram on behalf of petitioner.

MR. ROBINSON: Joe Robinson, Heather Ettinger and Margo Furman on behalf of patent owner NPS.

I would like to designate this transcript highly confidential.

J O H N C A R P E N T E R,
having first been duly sworn by a Notary Public of the State of New York, was examined and testified as follows:

EXAMINATION BY

MR. FEDOWITZ:

Q. Good morning, Dr. Carpenter.

A. Morning.

Q. Could you please state your full name for the record?

1 CARPENTER - HIGHLY CONFIDENTIAL

2 A. John Frank Carpenter.

3 Q. Before we get started, a few
4 ground rules; I'm going to ask you
5 questions, you'll respond to the best of
6 your ability.

7 If you answer yes or no, please
8 articulate yes or no, don't nod, the
9 stenographer has to be --

10 A. Yes.

11 Q. If you have a question, I'll
12 happily clarify for you and it should go
13 smoothly.

14 A. Okay.

15 Q. How did you prepare for this
16 deposition?

17 A. For this particular event, I
18 read through all the documents, read
19 through my declaration, read through the
20 deposition for Dr. Palmieri and reviewed
21 several of the different papers that we --
22 have been included from both declarations.

23 Q. When did you start that
24 process?

25 A. For this specific event?

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