

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE PATENT TRIAL AND APPEAL BOARD**

FRESENIUS KABI USA LLC

Petitioner,

v.

CUBIST PHARMACEUTICALS, INC.

Patent Owner.

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Case: IPR2015-01570

Patent No. 8,058,238

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**PATENT OWNER'S UPDATED NOTICE OF DEPOSITION OF  
RALPH TARANTINO, Ph.D.  
UNDER 37 C.F.R. §42.53**

Please take notice that pursuant to 37 C.F.R. § 42.53, Patent Owner will take the deposition of Ralph Tarantino, Ph.D., upon oral examination. The deposition will be taken on June 14, 2016 beginning at 9:00 A.M., at Goodwin Procter, The New York Times Building, 620 Eighth Avenue, New York, NY 10018. The deposition will be videotaped and recorded by stenographic means by a court reporter licensed to administer oaths, arranged for by Patent Owner's counsel. In accordance with 37 C.F.R. § 42.53(d)(1), the parties have conferred and agreed upon this.

Respectfully submitted,

Date: May 16, 2016

By: Emily R. Whelan  
Emily R. Whelan  
Reg. No. 50,391  
Wilmer Cutler Pickering Hale and Dorr LLP  
60 State Street  
Boston, MA 02109

**CERTIFICATE OF SERVICE**

I hereby certify that, on May 16, 2016, I caused a true and correct copy of the foregoing materials:

- PATENT OWNER'S UPDATED NOTICE OF DEPOSITION OF RALPH TARANTINO, Ph.D. UNDER 37 C.F.R. §42.53

to be served via electronic mail on the following attorneys of record:

Elizabeth J. Holland, Esq.  
[eholland@goodwinprocter.com](mailto:eholland@goodwinprocter.com)

Robert V. Cerwinski, Esq.  
[rcerwinski@goodwinprocter.com](mailto:rcerwinski@goodwinprocter.com)

Cynthia L. Hardman, Esq.  
[chardman@goodwinprocter.com](mailto:chardman@goodwinprocter.com)

/Emily R. Whelan/  
Emily R. Whelan  
Reg. No. 50,391  
Wilmer Cutler Pickering Hale and Dorr LLP  
60 State Street  
Boston, MA 02109