

**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: IPR2015-01571

Patent No. 8,058,238

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**POWER OF ATTORNEY UNDER 37 C.F.R. §42.10**

Patent Owner Cubist Pharmaceuticals LLC, formerly known as Cubist Pharmaceuticals, Inc., and its parent company, Merck & Co., Inc., hereby appoint the following attorneys and/or agents to prosecute the above captioned *inter partes* review and to transact all business in the U.S. Patent and Trademark Office connected herewith:

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The individual listed below has the authority to execute this document on behalf of Cubist Pharmaceuticals LLC and Merck & Co., Inc.

For: Cubist Pharmaceuticals LLC and Merck & Co., Inc.

  
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Name: Lisa A. Jakob, Esq.  
Title: Counsel, IP Litigation

Dated: July 27, 2015